

# City of Fall River Massachusetts

Office of the City Clerk

RECEIVED

2024 JAN -5 P 1:04

ALISON M. BOUCHARD  
CITY CLERK

CITY CLERK  
FALL RIVER, MA

INÊS LEITE  
ASSISTANT CITY CLERK

**MEETINGS SCHEDULED**  
**CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER**  
**TUESDAY, JANUARY 9, 2024**  
**AGENDA**

**5:55 P.M. PUBLIC HEARINGS**

**Auto Repair Shop License**

1. Paul J. Amarello, 78 Kaufman Road, Tiverton, RI 02878 d/b/a Ray's Auto Sales, Inc. for a license to operate an auto repair shop at 707 Brayton Avenue, on Lot F-7-15 Assessors Plan.

**Curb Removals**

2. Charles and Jennifer Lecorn, 125 Ratcliffe Street, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
125 Ratcliffe Street	16'	11'	0'	27'

The parcel is currently serviced by a 16-foot curb opening/driveway. The applicant proposes to extend the existing driveway an additional 11 feet. The total opening for the location will be 27 feet.

3. Carlos Abad, 975 Plymouth Avenue, Apt. 1, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
2089 Blossom Road	18' +/- unpaved	18'	18' +/- unpaved	18'

The parcel is currently serviced by an 18-foot (+/-) curb opening/gravel driveway. The applicant proposes to close that gravel opening and construct two 9-foot paved openings. The total opening for the location will be 18 feet.

**ADA Coordinator: Gary P. Howayeck, Esq. 508-324-2650**

One Government Center • Fall River, MA 02722  
TEL 508-324-2220 • FAX 508-324-2211 • EMAIL [city\\_clerks@fallriverma.org](mailto:city_clerks@fallriverma.org)

**6:00 P.M. CITY COUNCIL COMMITTEE ON FINANCE MEETING (OR IMMEDIATELY FOLLOWING THE PUBLIC HEARINGS IF THEY RUN PAST 6:00 P.M.)**

1. Citizen Input

**7:00 P.M. REGULAR MEETING OF THE CITY COUNCIL (OR IMMEDIATELY FOLLOWING THE COMMITTEE ON FINANCE MEETING IF IT RUNS PAST 7:00 P.M.)**

**PRIORITY MATTERS**

1. \*Mayor and confirmation of the appointment of Stephanie MacArthur to Parking Clerk/Director of Traffic and Parking
2. \*Mayor and confirmation of the appointment of Stephen R. Long to the Housing Authority
3. \*Mayor and confirmation of the appointment of Gregory A. Brilhante, Esq. to the Licensing Board
4. \*Mayor and confirmation of the reappointment of Victor Farias as Veterans' Grave Officer
5. \*Mayor and orders to accept and expend the following grants:
  - a. \$25,000 from Bloomberg Philanthropies for an Asphalt Art Initiative
  - b. \$1,342,365 from the Massachusetts Executive Office of Public Safety and Security for the Municipal Public Safety Staffing Initiative
  - c. \$653,973.25 from the Massachusetts Executive Office of Public Safety and Security for the Charles E. Shannon, Jr. Community Safety Initiative
6. \*Mayor and proposal for Bristol County ARPA funding in the amount of \$16,000 to the CARE Fund at Bristol Community College to help off-set short-term financial needs of Fall River students
7. \*Mayor and proposal for Bristol County ARPA funding in the amount of \$699,500 to purchase police vehicles, crime cameras and traffic lights
8. \*Mayor and proposal for Bristol County ARPA funding in the amount of \$38,500 to purchase a passenger van for the Office of Veterans' Services
9. \*Mayor and deed for 138 Hartwell Street (Parcel ID# N21-0001)
10. \*Mayor and proposed ordinance amendments to Sections 50-302 and 50-305 of the Code re: Emergency Medical Services and Corporation Counsel positions
11. \*Mayor and proposed ordinance amendment re: mattress disposal fee
12. \*Mayor and order to declare four (4) damaged police vehicles as surplus property

**PRIORITY COMMUNICATIONS**

13. \*Traffic Commission recommending amendment to the traffic ordinances

**COMMITTEE REPORTS** – None

**ORDINANCES** – None

**RESOLUTIONS**

14. \*Administration maintain the Telephone Operator position in Municipal Budget

**CITATIONS**

15. Lawrence "Larry" Beirola – Recipient of the Frank J. McPherson Memorial Award

## **ORDERS – HEARINGS**

- Auto Repair Shop License:
16. Paul J. Amarello d/b/a Ray's Auto Sales, Inc. located at 707 Brayton Avenue
- Curb Removals:
17. Charles and Jennifer Lecorn, 125 Ratcliffe Street – Removal of 11 feet at 125 Ratcliffe Street
18. Carlos Abad, 975 Plymouth Avenue, Apt. 1 – Removal of 18 feet at 2089 Blossom Road

## **ORDERS – MISCELLANEOUS**

19. Police Chief's report on licenses:  
Taxicab Drivers (2024)
- |                      |                  |                   |              |
|----------------------|------------------|-------------------|--------------|
| Johnny Alvarez       | Jean Charlot     | David R. LaFrance | Kailey Minor |
| George J. Santos Jr. | Jose Vasconcelos |                   |              |
- Private Livery Drivers (2024)
- |                   |               |                        |              |
|-------------------|---------------|------------------------|--------------|
| Jessica Alvarez   | Teofilo Braga | Amanda Desroches-Gross | Josue Michel |
| Melanie A. Nadeau | Joseph Silvia | Hugh Williams          |              |
- Private Livery Vehicles (2024)  
New Generation Transportation – Four (4) Vehicles
20. Auto Body Shop License Renewals:  
Paulo A. Carvalho d/b/a Carvalho's Tire and Auto Center, Inc. – 400 Second Street  
David Saber, Eleventh St. Assoc., Inc. d/b/a Saber Auto Body, Inc. – 231 Bedford Street  
David del Rosario d/b/a Deschenes Auto Body Repair, Inc. – 751 Eastern Avenue
21. Auto Repair Shop License Renewals:  
Henry J. Pleiss, Jr. d/b/a Hank's Garage – 55 Murray Street  
Joseph M. Zuccheo d/b/a Sullivan Tire Co., Inc – 456 Rodman Street  
Steven Nasiff d/b/a Rodman Repair, Inc. – 771 Rodman Street
22. Auto Repair Shop License Transfer:  
Auto Repair Shop License No. 281 located at 80 William S. Canning Boulevard from John J. Mattie, Jr. d/b/a Mattie Imports, Inc. to David Rosenberg, RAH Fall River-VW, LLC, d/b/a Audi Fall River/Volkswagen Fall River
23. \*City Council meeting schedule for 2024

## **COMMUNICATIONS – INVITATIONS – PETITIONS**

24. \*Claims
25. \*Public Employee Retirement Administration Commission (PERAC) re: Appropriation for Fiscal Year 2025
26. \*Assistant Corporation Counsel Response to Open Meeting Law complaint filed by Patrick Higgins re: November 28, 2023 alleged violation by the Committee on Finance
27. \*Assistant Corporation Counsel Response to Open Meeting Law complaint filed by Patrick Higgins re: November 28, 2023 alleged violation by City Council

City Council Minutes:

- 28. \*Public Hearing – December 12, 2023
- 29. \*Committee on Finance – December 12, 2023
- 30. \*Regular Meeting – December 12, 2023

**BULLETINS – NEWSLETTERS – NOTICES**

- 31. \*Department of Public Utilities, Notice of filing and request for comments re: Petition of National Grid for Approval of a General Increase in Base Distribution Rates for Electric Service, a Performance-Based Ratemaking Plan, and a Capital Recovery Mechanism

  
**Assistant City Clerk**



**City of Fall River**  
**Massachusetts**  
**Office of the Mayor**

**PAUL E. COOGAN**  
*Mayor*

RECEIVED

2024 JAN -3 P 3:14

CITY CLERK  
FALL RIVER, MA

January 3, 2024

Honorable Members of the City Council  
City of Fall River  
One Government Center  
Fall River, MA 02722

Honorable Members of the City Council:

I hereby request the confirmation by the City Council for the following appointment:

Name: Stephanie Macarthur  
Address: 725 Meridian Street Fall River, MA 02720  
To: Parking Clerk/Director of Traffic and Parking  
Effective Date: January 13, 2024  
Annual salary: \$64,000.00

Sincerely,

Paul E. Coogan  
Mayor



**City of Fall River**  
**Massachusetts**  
**Office of the Mayor**

**PAUL E. COOGAN**  
*Mayor*

January 4, 2024

Council President and  
 Honorable Members of the City Council  
 City of Fall River  
 One Government Center  
 Fall River, MA 02722

RECEIVED

2024 JAN -4 P 1:00

CITY CLERK  
 FALL RIVER, MA

Dear Council President and Members of the Honorable Council:

I hereby request the confirmation of the City Council for the following appointment:

Name: Stephen R. Long

Address 1147 Meridian Street  
 Fall River, MA 02720

Position: Housing Authority Board

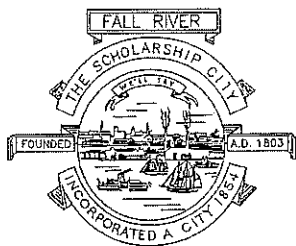
Effective: January 4, 2024

Expiration: January 4, 2029

Sincerely,

*Paul E. Coogan*  
 Paul E. Coogan  
 Mayor

PC/amos



**City of Fall River**  
**Massachusetts**  
 Office of the Mayor

RECEIVED

2024 JAN -4 P 3:44

**PAUL E. COOGAN**  
*Mayor*

CITY CLERK \_\_\_\_\_  
 FALL RIVER, MA

January 4, 2024

Council President and  
 Honorable Members of the City Council  
 City of Fall River  
 One Government Center  
 Fall River, MA 02722

Dear Council President and Members of the Honorable Council:

I hereby request the confirmation of the City Council for the following appointment:

Name: Gregory A. Brilhante, Esq

Address 477 Wilson Road  
 Fall River, MA 02720

Position: Licensing Board

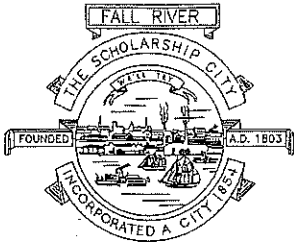
Effective: January 5, 2024

Expiration: n/a

Sincerely,

Paul E. Coogan  
 Mayor

PC/amos



**City of Fall River**  
**Massachusetts**  
Office of the Mayor

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2024 JAN -4 P 1:56

CITY CLERK \_\_\_\_\_  
FALL RIVER, MA

**PAUL E. COOGAN**  
*Mayor*

January 4, 2024

Council President and  
Honorable Members of the City Council  
City of Fall River  
One Government Center  
Fall River, MA 02722

Dear Council President and Members of the Honorable Council:

I hereby request the confirmation of the City Council for the following reappointment:

Name: Victor Farias

Address 4980 North Main Street  
Building #1, Apt # 117  
Fall River, MA 02720

Position: Veteran's Grave Officer

Effective: January 4, 2024

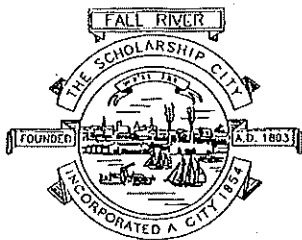
Expiration: January 4, 2029

Sincerely,

Paul E. Coogan  
Mayor

PC/amos





**City of Fall River**  
**Massachusetts**  
**Office of the Mayor**

**PAUL E. COOGAN**  
*Mayor*

RECEIVED

2023 DEC 15 P 2:17

CITY CLERK  
 FALL RIVER, MA

December 14, 2023

Joseph Camara, Council President  
 Members of the Honorable Council  
 City of Fall River  
 One Government Center  
 Fall River, MA 02722

RE: Grant awards being presented for City Council approval

Council President and Members of the Honorable Council:

Please find the following grant awards, which the City has been notified of, for your consideration and formal acceptance:

- (1) an Asphalt Art Initiative grant award in the amount of \$25,000.00 from Bloomberg Philanthropies;
- (2) a Municipal Public Safety Staffing Program grant award in the amount of \$1,342,395.00 from the Massachusetts Executive Office of Public Safety and Security; and
- (3) a Charles E. Shannon, Jr. Community Safety Initiative grant award in the amount of \$653,973.25 from the Massachusetts Executive Office of Public Safety and Security.

Thank you in advance for your consideration of this request.

Sincerely,

Paul E. Coogan  
 Mayor

# City of Fall River, *In City Council*

## ORDER:

The City of Fall River was awarded an Asphalt Art Initiative grant through Bloomberg Philanthropies in the amount of \$25,000 with a duration of January 1, 2024 to December 31, 2024. This award will fund the installation of a street mural on the pavement at the intersection of Broadway and Bradford Avenue to reduce vehicle speeds and improve pedestrian, cyclist, and motorist safety.

NOW, THEREFORE, BE IT VOTED BY THE CITY COUNCIL: That the Mayor be and is hereby authorized in the name of the City of Fall River to accept and expend a Grant through Bloomberg Philanthropies in the amount of \$25,000 to fund the installation of a street mural.

BE IT FURTHER VOTED: That the Mayor, on behalf of the City of Fall River, be and hereby is, authorized to execute any and all documents necessary in connection with said Grant from Bloomberg Philanthropies, including the expenditure thereof.

*City of Fall River, In City Council*

ORDER:

The City of Fall River was awarded a Municipal Public Safety Staffing Grant through the Massachusetts Executive Office of Public Safety and Security (EOPSS) in the amount of \$1,342,365 with a duration beginning immediately upon contract execution and ending on December 31, 2024. This award will fund the staffing of public safety personnel, including Fall River Police Department police officers and Fall River Fire Department firefighters, in order to combat staffing shortages and improve public safety.

NOW, THEREFORE, BE IT VOTED BY THE CITY COUNCIL: That the Mayor be and is hereby authorized in the name of the City of Fall River to accept and expend a Grant through EOPSS in the amount of \$1,342,365 to fund the staffing of public safety personnel in Fall River.

BE IT FURTHER VOTED: That the Mayor, on behalf of the City of Fall River, be and hereby is, authorized to execute any and all documents necessary in connection with said Grant from EOPSS, including the expenditure thereof.

*City of Fall River, In City Council*

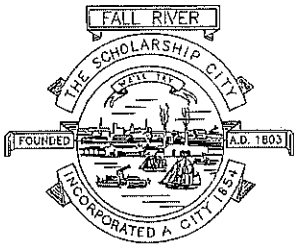
ORDER:

The City of Fall River was awarded a Charles E. Shannon Jr. Community Safety Initiative grant through the Massachusetts Executive Office of Public Safety and Security (EOPSS) in the amount of \$653,973.25 with a duration beginning upon contract execution and ending on December 31, 2024. This award will fund targeted outreach and support services for at-risk Fall River youth to prevent youth gang recruitment and the proliferation of gangs more generally.

NOW, THEREFORE, BE IT VOTED BY THE CITY COUNCIL: That the Mayor be and is hereby authorized in the name of the City of Fall River to accept and expend a Grant through EOPSS in the amount of \$653,973.25 for youth gang prevention in Fall River.

BE IT FURTHER VOTED: That the Mayor, on behalf of the City of Fall River, be and hereby is, authorized to execute any and all documents necessary in connection with said Grant from EOPSS, including the expenditure thereof.

Grant Program	Funding Agency	Duration	Award Amount	Grant Contact	Minimum Required Match	Purpose
Asphalt Art Initiative	Bloomberg Philanthropies	Jan. 1, 2024 to Dec. 31, 2024	\$25,000.00	Ashley Occhino	None	To install a street mural at the intersection of Broadway and Bradford Avenue in order to reduce motorist speeds and improve pedestrian, cyclist, and motorist safety
Municipal Public Safety Staffing Initiative	Massachusetts Executive Office of Public Safety and Security	Execution to Dec. 31, 2024	\$1,342,365.00	Paul Gauvin, Roger St. Martin	None	To combat staffing shortages and improve public safety by funding overtime for Fall River police officers and firefighters
Charles E. Shannon, Jr. Community Safety Initiative	Massachusetts Executive Office of Public Safety and Security	Execution to Dec. 31, 2024	\$653,973.25	Christian McCloskey	None	To prevent youth gang involvement in Fall River via specialized outreach and community services targeted at at-risk youth



**City of Fall River**  
**Massachusetts**  
Office of the Mayor

**PAUL E. COOGAN**  
*Mayor*

RECEIVED

2023 DEC 22 P 1:32

CITY CLERK  
FALL RIVER, MA

December 22, 2023

City Council President  
Member of the Honorable Council  
City of Fall River  
One Government Center  
Fall River, MA 02722

Dear Councilor President and Members of the Honorable Council:

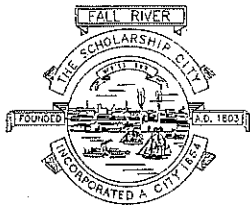
Attached please find a proposal from Council President Joseph Camara seeking funding from the Bristol County Treasury.

Your every consideration would be appreciated with this request. Thank you and as always, I am available for any questions or concerns you may have regarding this matter.

Sincerely,

Paul E. Coogan  
Mayor

PC/amos



**City of Fall River**  
*American Rescue Plan Act*

**PAUL E. COOGAN**  
Mayor

**KARA HUMM**  
ARPA Director

December 21, 2023

The Honorable Paul Coogan  
Mayor of the City of Fall River  
One Government Center  
Fall River, MA 02722

Dear Mr. Mayor:

Attached please find Councilor Joseph Camara's proposal seeking ARPA funding from the Bristol County Treasury.

If you could please include this proposal on the agenda for the January 9<sup>th</sup> City Council Meeting it would be greatly appreciated.

Sincerely,

Kara Humm  
ARPA Director

ARPA Fund Use:      **CARE FUND**  
 Proposal by Councilor Joseph Camara

Description of Proposal:      Program offering Fall River residents who attend Bristol Community College an opportunity to off-set short term financial need.

Requested ARPA Funds: \$16,000.00

Quantity	Description	Total
1	CARE Fund	\$16,000.00
<b>TOTAL</b>		<b>\$16,000.00</b>

Category: 2: Negative Economic Impact:

### 2.3 Cash Transfers

Rationale for ARPA Funding:

Bristol Community College created the CARE Fund which is a program designed to off-set short term financial need for Fall River students experiencing immediate financial concerns which would otherwise prevent them from continuing their education at Bristol Community College. Funds are limited to students who are currently enrolled in classes at the time of the request and are in good academic standing. All requests for funding must be submitted through the CARE Fund request form.

Eligible Expenses may include:

- Transportation Assistance (Bus passes, gas cards, minor car repair)
- Housing Assistance (Short term rent assistance, utilities, other household expenses)
- Food Needs
- Childcare Expenses
- Textbooks or other educational necessities

Ineligible expenses include parking tickets, traffic violations, fines, health insurance, and credit card bills or debt. All requests are reviewed on a case by case basis and funding is not guaranteed for every request. The CARE Fund is not designed to replace Federal and State Financial Aid. Students should have exhausted all other resources.

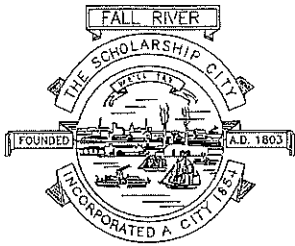
Funding is provided through the Bristol Foundation's CARE Fund. These requests must be submitted by the student (or person who can submit on behalf of the student).

The student must provide a specific amount being requested, a description of the reason/circumstances leading to the need for support, and a description of (and documentation



for) how the funds will be used. Submissions without this information will not be considered. Students requesting funds will be required to attest to the legitimacy of expressed need and agree to use funds in accordance with that purpose stated in the request.

Students are limited to a maximum of two awards (totaling no more than \$500 in one semester) during their enrollment at Bristol Community College. Awards through the CARE Fund are also vetted through Financial Aid and cannot exceed allocated aware limit within cost of attendance.



**City of Fall River**  
**Massachusetts**  
**Office of the Mayor**

**PAUL E. COOGAN**  
*Mayor*

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2023 DEC 22 P 1:32

CITY CLERK  
FALL RIVER, MA

December 22, 2023

City Council President  
Member of the Honorable Council  
City of Fall River  
One Government Center  
Fall River, MA 02722

Dear Councilor President and Members of the Honorable Council:

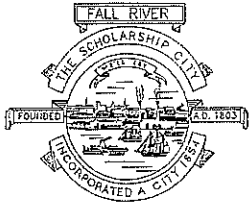
Attached please find a proposal from Council President Joseph Camara seeking funding from the Bristol County Treasury.

Your every consideration would be appreciated with this request. Thank you and as always, I am available for any questions or concerns you may have regarding this matter.

Sincerely,

Paul E. Coogan  
Mayor

PC/amos



**City of Fall River**  
*American Rescue Plan Act*

7

**PAUL E. COOGAN**  
Mayor

**KARA HUMM**  
ARPA Director

December 21, 2023

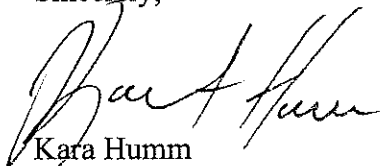
The Honorable Paul Coogan  
Mayor of the City of Fall River  
One Government Center  
Fall River, MA 02722

Dear Mr. Mayor:

Attached please find Councilor Joseph Camara's proposal seeking ARPA funding from the Bristol County Treasury.

If you could please include this proposal on the agenda for the January 9<sup>th</sup> City Council Meeting it would be greatly appreciated.

Sincerely,

  
Kara Humm  
ARPA Director

ARPA Fund Use:     **PUBLIC SERVICE AND SAFETY EQUIPMENT**  
 Proposal by Councilor Joseph Camara

Description of Proposal:     Purchase of equipment to increase public service and Safety programs and capacity.

Requested ARPA Funds: \$699,500.00

Quantity	Description	Total
7	Marked Cruisers	\$409,500.00
2	Unmarked Cruisers	\$60,000.00
2	Police Motorcycles	\$60,000.00
1	Animal Control Van	\$40,000.00
10	Crime Cameras	\$30,000.00
	Traffic Light Upgrades	\$100,000.00
<b>TOTAL</b>		<b>\$699,500.00</b>

Category: 10: Title I Projects: 10.8 Provision of Public Services

1: Public Health: 1.11 Community Violence Intervention

2: Negative Economic Impact: 2.22 Strong Healthy Communities: Neighborhood Features that Promote Health and Safety

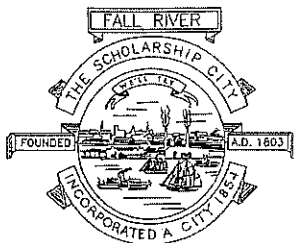
Rationale for ARPA Funding:

Public Service Vehicles: Funding to increase fleet of existing service vehicles used by the Fall River Police Department to prevent crime and enhance public safety.

Crime Cameras: 10 cameras will be positioned throughout the city in high crime areas that will assist the Fall River Police Department with the increase in crime and helping to identify suspects and get them off the street.

Traffic Light Upgrades: The Signal Division maintains 60 traffic signals, 5 intersection flashing signals, and 26 school zone signals. All the signals throughout the city are LED and the module in a LED has a lifespan of 15 years. All the LEDs currently used by the city have a range of 15-20 years. With the aging LEDs they also become dimmer over time, and are not visible for pedestrians and motor vehicle operators, thus causing considerable safety issues in neighborhoods, school zones, etc. Further, many of the traffic signals are hanging by a bracket

and create a public safety hazard if they detach. The Signal Division has also identified of the 60 signalized intersections in the city, 18 of the intersections have Accessible Pedestrian Signals (APS), while 8 do not have any such signals at all, and 34 should be upgraded to this APS system for ADA Accessibility.



**City of Fall River**  
**Massachusetts**  
Office of the Mayor

**PAUL E. COOGAN**  
*Mayor*

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CITY CLERK \_\_\_\_\_  
FALL RIVER, MA \_\_\_\_\_

December 22, 2023

City Council President  
Member of the Honorable Council  
City of Fall River  
One Government Center  
Fall River, MA 02722

Dear Councilor President and Members of the Honorable Council:

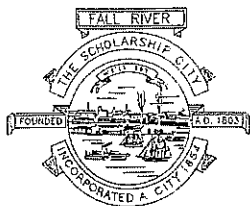
Attached please find a proposal from Councilors Michelle Dionne and Andrew Raposo seeking funding from the Bristol County Treasury.

Your every consideration would be appreciated with this request. Thank you and as always, I am available for any questions or concerns you may have regarding this matter.

Sincerely,

*Paul E. Coogan*  
Paul E. Coogan  
Mayor

PC/amos



**City of Fall River**  
*American Rescue Plan Act*

**PAUL E. COOGAN**  
Mayor

**KARA HUMM**  
ARPA Director

December 21, 2023

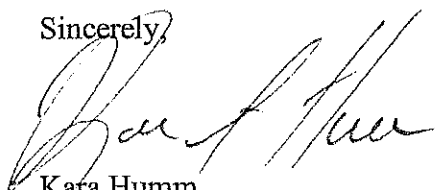
The Honorable Paul Coogan  
Mayor of the City of Fall River  
One Government Center  
Fall River, MA 02722

Dear Mr. Mayor:

Attached please find Councilors Michelle Dionne and Andrew Raposo proposal seeking ARPA funding from the Bristol County Treasury.

If you could please include this proposal on the agenda for the January 9<sup>th</sup> City Council Meeting it would be greatly appreciated.

Sincerely,



Kara Humm  
ARPA Director

ARPA Fund Use:      **PUBLIC SERVICE TRANSPORTATION VAN**  
 Proposal by Councilors Michelle Dionne and Andrew Raposo

Description of Proposal:      Purchase of transportation van to increase capacity of veterans and elderly riders throughout the City of Fall River.

Requested ARPA Funds: \$38,500.00

Quantity	Description	Total
1	Passenger Van	\$38,500.00
<b>TOTAL</b>		<b>\$38,500.00</b>

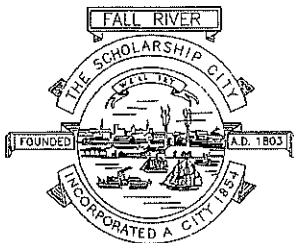
Category: 10: Title I Projects: 10.8 Provision of Public Services

Rationale for ARPA Funding:

The Veterans Department for the City of Fall River provides rides for medical appointments and grocery trips, to veterans, seniors, and disabled citizens. Grocery shopping trips occur weekly on Mondays and Fridays, while medical appointment transportation is offered on Tuesdays, Wednesdays, and Thursdays. There are also rides offered to/from Providence and Brockton VA Hospitals, Tuesdays through Friday. This year, there was 1000 rides provided, with most days being completely full, and a cancellation list to accommodate last minute changes to ensure all riders are at capacity.

This program is critical to our veterans, seniors, and disabled citizens, but with the condition of current vehicles and the need to provide more riders an opportunity for transport, a new passenger van is necessary.





**City of Fall River**  
**Massachusetts**  
Office of the Mayor

RECEIVED

2024 JAN -4 P 1:56

CITY CLERK \_\_\_\_\_  
FALL RIVER, MA

**PAUL E. COOGAN**  
*Mayor*

January 4, 2024

City Council President  
Member of the Honorable Council  
City of Fall River  
One Government Center  
Fall River, MA 02722

Dear Councilor President and Members of the Honorable Council:

Attached please find a request to accept the deed for 138 Hartwell Street that has been fully executed for your approval.

Your every consideration would be appreciated with this request. Thank you and as always, I am available for any questions or concerns you may have regarding this matter.

Sincerely,

Paul E. Coogan  
Mayor

PC/amos

*City of Fall River, In City Council*

ORDERED, that pursuant to the requirements of General Laws Chapter 40 Section 14 the City Council accepts the attached Deed from Hey-Bear, LLC, a Massachusetts Limited Liability Corporation, to the land with buildings thereon located at 138 Hartwell Street (Parcel ID# N21-0001) which shall be held as surplus municipal property, and authorizes the Corporation Counsel of the City of Fall River to cause said Deed to be recorded with the Bristol County (Fall River District) Registry of Deeds.

**COPY**

**After Recording Please Mail to:**  
**Matthew J. Thomas, Esq.**  
**4 Park Place, Suite 101**  
**New Bedford, MA 02740**

## QUITCLAIM DEED

Hey-Bear, LLC, a Massachusetts Limited Liability Company, 188 Tremont Street, Fall River, Bristol County, Massachusetts, 02720 for consideration paid and in full consideration of One and 00/100 (\$ 1.00) Dollar and other good and valuable consideration, the receipt of which is hereby acknowledged, grants to the CITY OF FALL RIVER, One Government Center, Fall River, Bristol County, Massachusetts 02721

**with Quitclaim Covenants,**

### PARCEL I:

The land in Fall River, Bristol County, Massachusetts, with all buildings and improvements thereon, being bounded and described as follows:

Beginning at a point in the easterly line of Hartwell Street 8.40 feet Southerly from the stone bound in the angle in the street and at the southwesterly corner of the property now or formerly of the Fall River Laundry, thence making an angle of 70 ° 218' and running easterly by said Fall River Laundry property 196.50 feet more or less to the Quequechan River; thence by said Quequechan River in a southeasterly direction about 57 feet to the property of the Bay State Street Railway Company; thence westerly 193 feet more or less to Hartwell Street aforesaid, thence making an angle of 102° 26' 30', thence northerly by said Hartwell Street 80.31 feet to the point of beginning containing 46.50 square rods more or less.

Being the same premises conveyed to the Grantor herein by deed of Hanover Properties, LLC dated August 31, 2018 and recorded with the Bristol County (Fall River District) Registry of Deeds in Book 9591, Page 225. See also Deed of City of Fall River dated February 10, 2018 and recorded with said Registry of Deeds in Book 9444, Page 237.

### PARCEL II:

The land in Fall River, Bristol County, Massachusetts, with all buildings and improvements thereon, being bounded and described as follows:

Property Address: 138 Hartwell Street, Fall River, MA 02721

Subject to whatever rights to maintain a drain across said premises, if any exists.

This conveyance is made subject to all easements, restrictions, reservations, and other rights of record, so far as in force and applicable.

The Grantor certifies it has never elected nor been classified as a corporation for federal income tax purposes and therefore Massachusetts General Laws Chapter 62C, Section 51 does not apply.

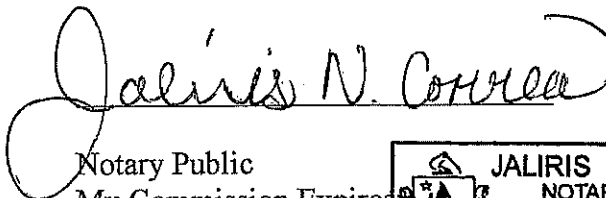
IN WITNESS WHEREOF, the said HEY-BEAR, LLC has caused its company seal to be hereto affixed and these presents to be signed, acknowledged, and delivered in its name and behalf by David K Hebert, its Manager, hereto duly authorized, this       day of December, in the year two thousand and twenty-three.

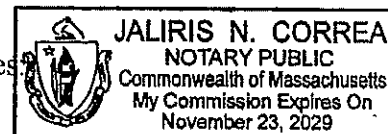
HEY-BEAR, LLC  
by   
\_\_\_\_\_  
DAVID K. HEBERT, MANAGER

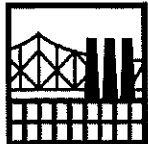
**COMMONWEALTH OF MASSACHUSETTS**

BRISTOL, SS.

On this       day of December, 2023, before me, the undersigned Notary Public, personally appeared DAVID K. HEBERT, proved to me through satisfactory evidence of identification, which was Drivers License, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarily for its stated purpose as Manager of Hey-Bear, LLC

  
\_\_\_\_\_  
Notary Public  
My Commission Expires





**OFFICE OF THE  
CORPORATION COUNSEL**  
CITY OF FALL RIVER

January 4, 2024

Honorable Paul E. Coogan, Mayor  
City of Fall River  
One Government Center  
Fall River, MA 02722

**Re: Former Silvia School  
138 Hartwell Street**

Dear Mayor Coogan:

Attached, please find a copy of the fully executed deed conveying 138 Hartwell Street back to the City of Fall River. City Council approval is required to accept the deed, so I would respectfully ask that you place a Request on the next City Council Agenda. Once accepted by the City Council, my office will make sure the deed is recorded at the Bristol County Registry of Deeds.

Please contact me with any questions or concerns.

Very truly yours,

Alan J Rumsey  
Corporation Counsel

9

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MATTHEW J. THOMAS, ESQ.

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Attorney at Law

January 3, 2024

Honorable Paul E. Coogan, Mayor  
City of Fall River  
One Government Center  
Fall River, MA 02722

Re Former Silvia School  
138 Hartwell Street, Fall River, MA

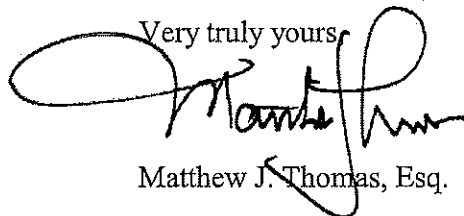
Dear Mr. Mayor:

As you know this office has been retained to provide legal services relative to conveyance of the former Silvia School, 138 Hartwell Street (Parcel ID# N21-0001) back to the City of Fall River.

Attached please find a copy of the fully executed deed conveying 138 Hartwell Street back to the City of Fall River. I would respectfully request that you place a Request on the next City Council Agenda seeking City Council Acceptance of the Deed. Once the Council has voted to accept the deed I can cause it to be recorded at the Bristol County (Fall River District) Registry of Deeds.

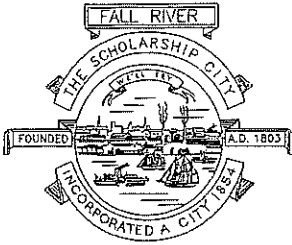
Please contact me at (774) 930-2936 if you have any questions.

Very truly yours,



Matthew J. Thomas, Esq.

MJT/ja  
enc.



**City of Fall River  
Massachusetts  
Office of the Mayor**

RECEIVED

2024 JAN -4 P 2:23

CITY CLERK  
FALL RIVER, MA

**PAUL E. COOGAN**

*Mayor*

January 4, 2024

The Honorable City Council  
City of Fall River  
One Government Center  
Fall River, MA 02722

Dear Honorable Council Members:

Section 50-305 of the City of Fall River ordinances includes the salary schedule for EMS Local 1202 AFSCME Personnel. The Director of Emergency Medical Services is now the Chief of EMS (see Section 2-218), and this position is not a bargaining unit position. The attached ordinance revision strikes the Director of Emergency Medical Services from Section 50-305 and adds the Chief of EMS as "Per Contract" under Section 50-302. It also updates Section 50-305 to reflect the current negotiated wage scale.

Additional revisions to Section 50-302 clarify the positions in the office of the Corporation Counsel.

Best Regards,

Paul E. Coogan,  
Mayor

# City of Fall River, *In City Council*

BE IT ORDAINED by the City Council of the City of Fall River, as follows:

That Chapter 50 of the Code of the City of Fall River, Massachusetts, 2018, which chapter relates to personnel be amended as follows:

## Section 1.

By striking out Section 50-305, which section relates to Salary schedules for EMS Local 1202 AFSCME personnel and replacing in its entirety as follows:

<b>EMS Administrative Assistant</b>			
<b>7/1/2022</b>	\$2,498.76		
<b>7/1/2023</b>	\$2,536.24		
<b>7/1/2024</b>	\$2,586.96		
<b>Community Medicine Scheduling Coordinator</b>	<b>Step 1</b>	<b>Step 2</b>	
<b>7/1/2023</b>	\$1,776.00	\$1,900.31	
<b>7/1/2024</b>	\$1,811.52	\$1,938.32	
<b>EMT Basic (84 Hours)</b>	<b>Step 1</b>	<b>Step 2</b>	
<b>7/1/2022</b>	\$1,749.75	\$1,872.23	
<b>7/1/2023</b>	\$1,776.00	\$1,900.31	
<b>7/1/2024</b>	\$1,811.52	\$1,938.32	
<b>20D EMT Paramedic (84 Hours)</b>	<b>Step 1</b>	<b>Step 2</b>	<b>Step 3</b>
<b>7/1/2022</b>	\$2,498.76	\$2,673.68	\$2,860.83
<b>7/1/2023</b>	\$2,536.24	\$2,713.79	\$2,903.74
<b>7/1/2024</b>	\$2,586.96	\$2,768.07	\$2,961.81



<b>FTO/Community Paramedic</b>			
7/1/2022	\$2,960.96		
7/1/2023	\$3,005.37		
7/1/2024	\$3,065.48		
<b>EMS Lieutenant (84 Hours)</b>			
7/1/2022	\$3,289.95		
7/1/2023	\$3,339.30		
7/1/2024	\$3,406.09		
<b>EMS Captain (84 Hours)</b>			
7/1/2022	\$3,783.44		
7/1/2023	\$3,840.19		
7/1/2024	\$3,916.99		
<b>District Chief of EMS (80 Hours)</b>			
7/1/2022	\$4,350.95		
7/1/2023	\$4,416.21		
7/1/2024	\$4,504.53		

# City of Fall River, *In City Council*

BE IT ORDAINED by the City Council of the City of Fall River, as follows:

That Chapter 50 of the Code of the City of Fall River, Massachusetts, 2018, which chapter relates to personnel be amended as follows:

## Section 1.

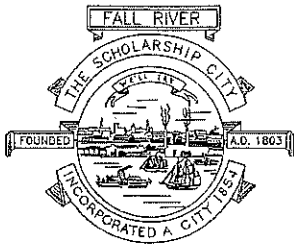
By striking out in Section 50-302, which section relates to Salary schedules for contract personnel, the following:

<b>Title</b>	<b>Grade</b>	<b>Effective Date</b>	<b>Salary</b>
Assistant Corporation Counsel	ACC	7-1-2022	Per Contract
Assistant Corporation Counsel (PT)	ASCC	7-1-2022	Per Contract
Corporation Counsel (PT)	ACOR	7-1-2022	Per Contract

## Section 2.

By inserting in Section 50-302, which section relates to Salary schedules for contract personnel, the following:

<b>Title</b>	<b>Grade</b>	<b>Effective Date</b>	<b>Salary</b>
Assistant Corporation Counsel (Full-Time)	ACC	1-1-2024	Per Contract
Assistant Corporation Counsel (Part-Time)	ASCC	1-1-2024	Per Contract
Chief of EMS	EMSS	1-1-2024	Per Contract
Corporation Counsel	ACOR	1-1-2024	Per Contract



**City of Fall River  
Massachusetts  
Office of the Mayor**

RECEIVED

2023 DEC 13 P 12:35

**PAUL E. COOGAN**  
*Mayor*

CITY CLERK \_\_\_\_\_  
FALL RIVER, MA

December 13, 2023

City Council President  
Member of the Honorable Council  
City of Fall River  
One Government Center  
Fall River, MA 02722

Dear Councilor President and Members of the Honorable Council:

Attached please find a request from the Director of Community Maintenance for your consideration with a proposed increase to the bulky item fee for mattresses and/or box springs from the current rate of \$20.00 per unit to \$50.00 per unit.

Your every consideration would be appreciated with this request. Thank you and as always, I am available for any questions or concerns you may have regarding this matter.

Sincerely,

Paul E. Coogan  
Mayor

PC/amos

# City of Fall River, *In City Council*

11

BE IT ORDAINED by the City Council of the City of Fall River, as follows:

That Section 62-47 of Appendix A – Fee Schedule of the Code of the City of Fall River, Massachusetts, 2018, which Section relates to Disposal of bulky items, be amended as follows:

By striking out the fee associated with Mattresses, "\$20," and inserting in place thereof, "\$50."



**CITY OPERATIONS -  
COMMUNITY MAINTENANCE**

**CITY OF FALL RIVER**

RECEIVED

2023 DEC 13 P 12:35

December 13, 2023

CITY CLERK \_\_\_\_\_  
FALL RIVER, MA

Mayor Paul E. Coogan  
City of Fall River  
One Government Center  
Fall River, MA 02722

Dear Mayor Coogan,

As of November 1, 2022, the Massachusetts Department of Environmental Protection had placed a ban on the disposal of mattresses and box springs in the landfills and incinerators. Recycling these items is costly. This procedure requires proper handling, storage, and transportation and occasionally treatment of infected materials.

The City of Fall River has undertaken cost-saving measures to keep fees as low as possible. However, increased volume, increased transportation expenses as well as rising disposal costs have resulted in an increased cost to the city. Surrounding communities are charging rates ranging from \$50.00 to \$75.00 per mattress or box spring.

After careful review of these costs the Department of Community Maintenance would like to request an increase from our current rate of \$20.00 per unit to \$50.00 per unit to cover the cost of disposal. We asked for your every consideration with this request. Thank you.

Sincerely,

Charlie Denmead  
Director of Community Maintenance



**City of Fall River**  
**Massachusetts**  
Office of the Mayor

**PAUL E. COOGAN**  
*Mayor*

RECEIVED

2024 JAN -4 P 1:56

CITY CLERK \_\_\_\_\_  
FALL RIVER, MA

January 4, 2024

City Council President  
Member of the Honorable Council  
City of Fall River  
One Government Center  
Fall River, MA 02722

Dear Councilor President and Members of the Honorable Council:

Attached please find a request to declare as surplus property for the vehicles listed in correspondence from the City Administrator. This request is made pursuant to Chapter 2, Article VIII, Section 2-972 of City of Fall River Ordinances.

Your every consideration would be appreciated with this request. Thank you and as always, I am available for any questions or concerns you may have regarding this matter.

Sincerely,

Paul E. Coogan  
Mayor

PC/amos

# City of Fall River, *In City Council*

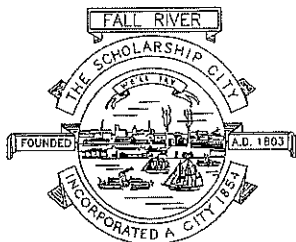
ORDERED, that the Purchasing Agent be, and the same is hereby authorized to salvage the following list of four (4) surplus, damaged police vehicles:

**Vehicles**

PD 513 2017 Ford Transit  
PD 498 2016 Ford Police Interceptor Utility  
PD 543 2018 Ford Police Interceptor Utility  
PD 572 2021 Ford Police Interceptor Utility

**VIN**

NM0LS6E70H1327744  
1FM5K8AR0GGB89161  
1FM5K8ARXJGC43203  
1FM5K8AB8MGA43217



**City of Fall River**  
**Massachusetts**  
 Office of the Mayor

**PAUL E. COOGAN**  
*Mayor*

January 4, 2024

Mayor Paul E. Coogan  
 City of Fall River  
 One Government Center  
 Fall River, MA 02722

Dear Honorable Mayor Coogan,

Pursuant to Chapter 2. Administration, ARTICLE VIII. Public Property, § 2-972. Surplus property: I seek your assistance to solicit council to approve the recycling of the used Police vehicles listed below in lieu of an appointed Purchase Agent. They are being decommissioned due to major accidents, resulting in extensive damage to all the vehicles. Also, much of the body and major drive train parts that were salvageable from the cruisers have been repurposed, and reused on other vehicles that are still in service. All logo and Fall River Police identifiers will be removed prior to the salvage process. The estimated salvage value is estimated to be under \$10,000.00 in value. Salvage proceeds would be considered general fund. The salvage process will be supervised by Lt. John Martins, and Al Oliveira.

PD 513 2017 FORD TRANSIT      NM0LS6E70H1327744  
 PD 498 2016 FORD POLICE INTERCEPTOR UTILITY    1FM5K8AR0GGB89161  
 PD 543 2018 FORD POLICE INTERCEPTOR UTILITY    1FM5K8ARXJGC43203  
 PD 572 2021 FORD POLICE INTERCEPTOR UTILITY    1FM5K8AB8MGA43217

Thank you for your consideration and please let me know if you have any questions or concerns.

Sincerely,

Seth Aitken  
 City Administrator





**CITY OF FALL RIVER  
MASSACHUSETTS**

*Traffic & Parking Division*

**Paul E. Coogan**  
*Mayor*

**LAURA FERREIRA**  
*Director of Traffic & Parking*

December 15, 2023

The Honorable City Council  
City of Fall River  
One Government Center  
Fall River, MA 02722

RECEIVED  
DEC 18 A 8:27  
CITY CLERK  
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, December 13, 2023 the following request was heard and approved.

That Chapter 70 of Revised Ordinances be amended in the following Section:

**Article: 70                      One – Way Street**  
**Section: 281**

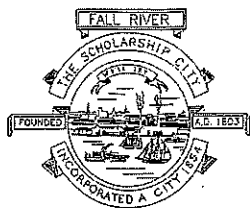
By inserting in proper alphabetical order the following.

**INSERT**

<b>Name of Street</b>	<b>Direction of Travel</b>	<b>Location</b>
<b>Anawan Street</b>	<b>Easterly</b>	<b>From Water Street to Pond Street</b>

Very truly yours,

Laura Ferreira  
Director of Traffic & Parking



**CITY OF FALL RIVER  
MASSACHUSETTS**

*Traffic & Parking Division*

**Paul E. Coogan**  
*Mayor*

**LAURA FERREIRA**  
*Director of Traffic & Parking*

December 15, 2023

The Honorable City Council  
City of Fall River  
One Government Center  
Fall River, MA 02722

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, December 13, 2023 the following request was heard and approved.

That Chapter 70 of Revised Ordinances be amended in the following Section:

**Article: 70 All-Night parking of commercial vehicles.**  
**Section: 319**

By striking out in proper alphabetical order the following.

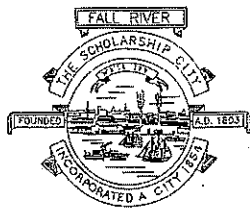
A. No person shall park a commercial vehicle or trailer having a capacity of 2 tons or more on any street where parking is permitted for a period of time longer than one hour between the hours of 11:00pm and 7:00am of any day or at any time on Sunday except that such vehicle or trailer may be parked for a periods in excess of this strictures while actually being loaded or unloaded.

B. Authority to enforce this section shall be with the Chief of Police or his designee.

Very truly yours,

Laura Ferreira  
Director of Traffic & Parking

RECEIVED  
2023 DEC 18 A 8:23  
CITY CLERK  
FALL RIVER, MA



**CITY OF FALL RIVER  
MASSACHUSETTS**

*Traffic & Parking Division*

**Paul E. Coogan**  
*Mayor*

**LAURA FERREIRA**  
*Director of Traffic & Parking*

December 15, 2023

The Honorable City Council  
City of Fall River  
One Government Center  
Fall River, MA 02722

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, December 13, 2023 the following request was heard and approved.

That Chapter 70 of Revised Ordinances be amended in the following Section:

**Article: 70 All-Night parking of commercial vehicles.**  
**Section: 319**

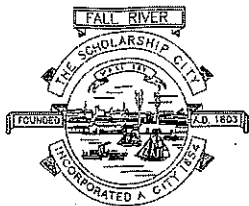
By inserting in proper alphabetical order the following.

- A. No person shall park a commercial vehicle or trailer having a capacity of 2 tons or more on any street where parking is permitted for a period of time longer than one hour between the hours of 5:00pm and 7:00am of any day or at any time on Sunday except that such vehicle or trailer may be parked for a periods in excess of this strictures while actually being loaded or unloaded.
- B. Enforcement of such violation would be enforced by both Police Officers and Parking Control Officers.

Very truly yours,

Laura Ferreira  
Director of Traffic & Parking

RECEIVED  
 2023 DEC 18 A 8:27  
 CITY CLERK  
 FALL RIVER, MA



**CITY OF FALL RIVER  
MASSACHUSETTS**

Department of Community Maintenance  
Municipal Buildings, Parks, Cemeteries, Traffic & Parking,  
Sanitation, Streets & Highways

*Traffic & Parking Division*

**Paul Coogan**  
*Mayor*

**Laura Ferreira**  
Manager of Traffic

RECEIVED  
DEC 11 P 1:55  
CITY CLERK  
FALL RIVER, MA

December 11, 2023

The Honorable City Council  
City of Fall River  
One Government Center  
Fall River, MA 02722

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, October 18, 2023 the following request met all the guidelines, requirements and was approved by the Traffic Commission Board.

That Chapter 70 of Revised Ordinances be amended in the following Section:

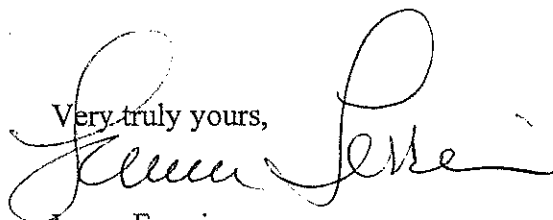
<b>Article:</b>	<b>70</b>	<b>No Parking Anytime</b>
		<b>7:00am-4:00pm</b>
<b>Section:</b>	<b>372</b>	<b>Monday - Friday</b>

By inserting in proper alphabetical order the following.

**INSERT**

<b>NAME OF STREET</b>	<b>SIDE</b>	<b>LOCATION</b>	<b>HOURS/DAYS</b>
<b>French Street</b>	<b>South</b>	<b>Starting at a point 43 feet West of Highland Ave For a distance of 20 feet West.</b>	<b>Monday - Friday 7:00am-4:00pm</b>

Very truly yours,

  
**Laura Ferreira**  
Manager of Traffic





**CITY OF FALL RIVER  
MASSACHUSETTS**

*Traffic & Parking Division*

**Paul E. Coogan**  
Mayor

**LAURA FERREIRA**  
Director of Traffic & Parking

December 21, 2023

The Honorable City Council  
City of Fall River  
One Government Center  
Fall River, MA 02720

RECEIVED  
2024 JAN -14 A 8:07  
CITY OF FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, December 13, 2023 the following request met all the guidelines, requirements and was approved by the Traffic Commission Board.

That Chapter 70 of Revised Ordinances be amended in the following Section:

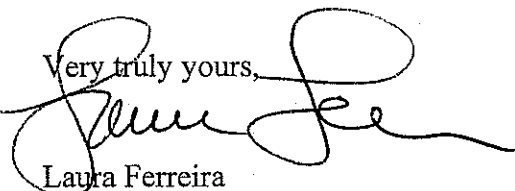
**Article: 70**  
**Section: 387**                      **Handicapped Parking**

By inserting in proper alphabetical order the following:

**INSERT**

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Alden Street	West	Starting at a point 823 feet north of East Warren Street For a distance of 20 feet north

Very truly yours,

  
Laura Ferreira  
Director of Traffic & Parking



**CITY OF FALL RIVER  
MASSACHUSETTS**

*Traffic & Parking Division*

**Paul E. Coogan**  
Mayor

**LAURA FERREIRA**  
Director of Traffic & Parking

December 21, 2023

The Honorable City Council  
City of Fall River  
One Government Center  
Fall River, MA 02720

RECEIVED  
JAN 4 A 8:07  
CITY CLERK  
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, December 13, 2023 the following request met all the guidelines, requirements and was approved by the Traffic Commission Board.

That Chapter 70 of Revised Ordinances be amended in the following Section:

**Article: 70**  
**Section: 387**                      **Handicapped Parking**

By inserting in proper alphabetical order the following:

**INSERT**

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
East Main Street	West	Starting at a point 44 feet north of Dwelly Street For a distance of 20 feet north

Very truly yours,

Laura Ferreira  
Director of Traffic & Parking



**CITY OF FALL RIVER  
MASSACHUSETTS**

*Traffic & Parking Division*

**Paul E. Coogan**  
*Mayor*

**LAURA FERREIRA**  
*Director of Traffic & Parking*

December 21, 2023

The Honorable City Council  
City of Fall River  
One Government Center  
Fall River, MA 02720

CITY CLERK  
FALL RIVER, MA  
2024 JAN -4 A 8:07  
RECEIVED

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, December 13, 2023 the following request met all the guidelines, requirements and was approved by the Traffic Commission Board.

That Chapter 70 of Revised Ordinances be amended in the following Section:

**Article: 70**  
**Section: 387**                      **Handicapped Parking**

By inserting in proper alphabetical order the following:

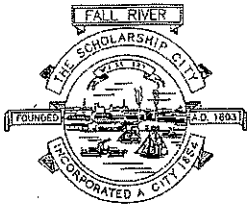
**INSERT**

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
London Street	South	Starting at a point 148 feet west of Johnson Street For a distance of 20 feet west

Very truly yours,

Laura Ferreira  
Director of Traffic & Parking

*fl*



**CITY OF FALL RIVER  
MASSACHUSETTS**

*Traffic & Parking Division*

**Paul E. Coogan**  
Mayor

**LAURA FERREIRA**  
Director of Traffic & Parking

December 21, 2023

The Honorable City Council  
City of Fall River  
One Government Center  
Fall River, MA 02720

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, December 13, 2023 the following request met all the guidelines, requirements and was approved by the Traffic Commission Board.

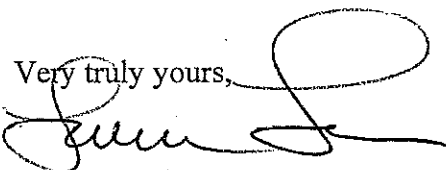
That Chapter 70 of Revised Ordinances be amended in the following Section:

**Article: 70**  
**Section: 387**                      **Handicapped Parking**

By inserting in proper alphabetical order the following:

**INSERT**

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Middle Street	North	Starting at a point 103 feet east of Whipple Street For a distance of 20 feet east

Very truly yours,  
  
Laura Ferreira  
Director of Traffic & Parking

RECEIVED  
2023 JAN -4 A 8:07  
CITY CLERK  
FALL RIVER, MA





**CITY OF FALL RIVER  
MASSACHUSETTS**

*Traffic & Parking Division*

**Paul E. Coogan**  
Mayor

**LAURA FERREIRA**  
Director of Traffic & Parking

December 21, 2023

The Honorable City Council  
City of Fall River  
One Government Center  
Fall River, MA 02720

CITY CLERK  
FALL RIVER, MA  
2024 JAN -4 A 8:07  
RECEIVED

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, December 13, 2023 the following request met all the guidelines, requirements and was approved by the Traffic Commission Board.

That Chapter 70 of Revised Ordinances be amended in the following Section:

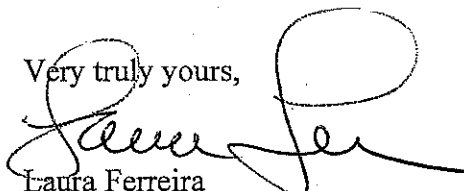
**Article: 70**  
**Section: 387**                      **Handicapped Parking**

By inserting in proper alphabetical order the following:

**INSERT**

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Robeson Street	West	Starting at a point 276 feet south of Pine Street For a distance of 20 feet south

Very truly yours,

  
Laura Ferreira  
Director of Traffic & Parking

*Handwritten initials*

13



**CITY OF FALL RIVER  
MASSACHUSETTS**

*Traffic & Parking Division*

**Paul E. Coogan**  
*Mayor*

**LAURA FERREIRA**  
*Director of Traffic & Parking*

December 15, 2023

The Honorable City Council  
City of Fall River  
One Government Center  
Fall River, MA 02722

RECEIVED  
2023 DEC 18 A 8:27  
CITY CLERK  
FALL RIVER, MA

Honorable Council Members:

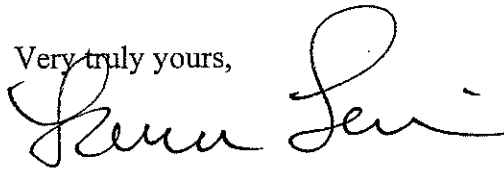
At a meeting of the Traffic Board Commission held on Wednesday, December 13, 2023 the following request was heard and approved by the Traffic Commission.

That Chapter 70 of Revised Ordinances be amended in the following Section:

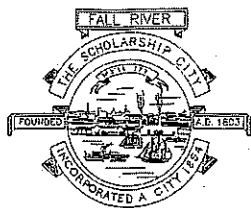
**Article: 70**  
**Section: 387**                      **Handicapped Parking**

By striking out in proper alphabetical order the following.

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Bank Street	North	Starting at a point 98 feet east of Linden Street, For distance of 20 feet east.

Very truly yours,  
  
Laura Ferreira  
Director of Traffic & Parking

*SW*



**CITY OF FALL RIVER  
MASSACHUSETTS**

*Traffic & Parking Division*

**Paul E. Coogan**  
*Mayor*

**LAURA FERREIRA**  
*Director of Traffic & Parking*

December 15, 2023

The Honorable City Council  
City of Fall River  
One Government Center  
Fall River, MA 02722

RECEIVED  
2023 DEC 18 A 8:27  
CITY CLERK  
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, December 13, 2023 the following request was heard and approved.

That Chapter 70 of Revised Ordinances be amended in the following Section:

**Article: 70 Prohibited parking due to impeding emergency vehicles**  
**Section: 391(NEW)**

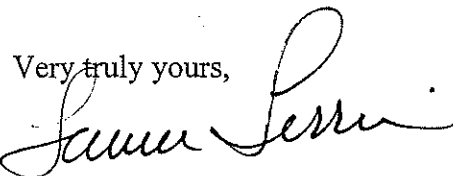
By inserting in proper alphabetical order the following.

No person shall park a large vehicle such as campers, mobile homes, boats, trailers, tractor trailers and semitrailers. Such vehicles cannot be parked on a public way impeding emergency vehicles/apparatus anytime.

Enforcement of such violation would be enforced by both Police Officers and Parking Control Officers.

**Added to Fee Schedule A**

**32: Prohibited parking due to impeding emergency vehicles \$25.00**

Very truly yours,  


Laura Ferreira  
Director of Traffic & Parking

*sf*

# City of Fall River, *In City Council*

(Vice President Linda M. Pereira)

WHEREAS, Government Center provides services, permits and vital records to the people in Fall River and the surrounding areas, and

WHEREAS, the public does not always know the specific phone numbers or locations of the departments they need to contact, and

WHEREAS, providing this information is an important municipal service to residents, business owners and visitors of Fall River, now therefore

BE IT RESOLVED, that the Telephone Operator position, located at the Information Desk in the lobby of Government Center, be maintained within the Municipal Budget to allow questions about office locations, phone numbers and municipal services within the building to be answered promptly and accurately, and

BE IT FURTHER RESOLVED, that the Administration research ways to update the resources for this position going forward.

(Filed 12-29-23)

# City of Fall River, *In City Council*

ORDERED, that regular meetings of the City Council during 2024 shall be held as follows, and

BE IT FURTHER ORDERED that at said meetings the Committee on Finance shall begin at 6:00 PM, and the Regular Meeting of the City Council shall begin at 7:00 PM unless otherwise ordered:

January	23
February	13 27
March	12 26
April	9 23
May	14 28
June	11 25
July	16
August	13
September	10 24
October	8 22
November	12 26
December	10 24

All meetings shall be held in the Council Chamber, One Government Center, unless otherwise ordered.



RECEIVED

City of Fall River  
Notice of Claim

2023 DEC 28 A 9:28

1. Claimant's name: Rocio Sisalima Calle CITY CLERK 23-19  
FALL RIVER, MA
2. Claimant's complete address: 143 Lawrence St Fall River MA 02721
3. Telephone number: Home: 774-955-2217 Work: 508-675-3268
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):  
Property damage.
5. Date and time of accident: 12-18-2023 Amount of damages claimed: \$1158.00
6. Exact location of the incident: (include as much detail as possible):  
On the porch of my house.
7. Circumstances of the incident: (attach additional pages if necessary):  
On Monday, December 18th, it was raining and very windy and a big branch fell on the front porch and broke the fencing.
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

Be sure to attach the original of any bills issued or any written estimates of repair or replacement costs. (Any documents that you provide will become the property of the City of Fall River; therefore, please retain copies of any such documents for your files.) Attach any other information you believe will be helpful in the processing of your claim (for example, names and addresses of any witnesses, written medical records if personal injury was sustained).

I swear that the facts stated above are true to the best of my knowledge.

Date: 12-27-2023

Claimant's signature: Rocio Sisalima Calle

WHEN TO FILE: If your claim is based on a defect in a public way, you must file within 30 days of the incident. If your claim is based on the negligence or wrongful act or omission of the City or its employees, you must file within two years of the incident. PLEASE KEEP A COPY OF THIS FORM FOR YOUR RECORDS.

**Return this form to : City Clerk, 2<sup>nd</sup> Fl., One Government Center, Fall River, MA 02722**

You should consult with your own attorney in preparing this claim form to understand your legal rights. The Office of the Corporation Counsel is unable to provide legal assistance to private citizens.

For official use only:

Copies forwarded to: ☒ City Clerk ☒ Law ☒ City Council ☒ City Administrator

☒ Cemetery Date: 12/28/23



#23-80

24

City of Fall River  
Notice of Claim

RECEIVED

2023 DEC 28 P 12:49

1. Claimant's name: ANTONIO J BRITO
2. Claimant's complete address: 336 BANK ST FALL RIVER MA 02720
3. Telephone number: Home: 508-493-0097 Work: 978-844-0263
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):

5. Date and time of accident: 12/23/2023 Amount of damages claimed: \$

6. Exact location of the incident: (include as much detail as possible):  
336 BANK ST FALL RIVER MA 02720

7. Circumstances of the incident: (attach additional pages if necessary):
- Person was not at home*  
POLICE BROKE IN 1ST FLOOR Apartment Damaged  
Front entry door and both doors in the 1st  
Floor Apartment and window was broken  
and basement door Looking for someone inside
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No
- Next door*  
*Incl*

Be sure to attach the original of any bills issued or any written estimates of repair or replacement costs. (Any documents that you provide will become the property of the City of Fall River; therefore, please retain copies of any such documents for your files.) Attach any other information you believe will be helpful in the processing of your claim (for example, names and addresses of any witnesses, written medical records if personal injury was sustained).

I swear that the facts stated above are true to the best of my knowledge.

Date: 12/26/2023

Claimant's signature: *Antonio Brito*

WHEN TO FILE: If your claim is based on a defect in a public way, you must file within 30 days of the incident. If your claim is based on the negligence or wrongful act or omission of the City or its employees, you must file within two years of the incident. PLEASE KEEP A COPY OF THIS FORM FOR YOUR RECORDS.

**Return this from to : City Clerk, 2<sup>nd</sup> Fl., One Government Center, Fall River, MA 02722**

You should consult with your own attorney in preparing this claim form to understand your legal rights. The Office of the Corporation Counsel is unable to provide legal assistance to private citizens.

For official use only:

Copies forwarded to: ☒ City Clerk ☐ Law ☒ City Council ☐ City Administrator ☒ Police

Date: 12/28/23



RECEIVED

City of Fall River  
Notice of Claim

2023 DEC 29 P 1:16

CITY CLERK  
FALL RIVER, MA

#23-81

1. Claimant's name: Madalena Teixeira
2. Claimant's complete address: 84 Seigny St.
3. Telephone number: Home: 401-215-5917 Work: \_\_\_\_\_
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):  
Property damage
5. Date and time of accident: 1/11 (11:00PM?) Amount of damages claimed: \$ 350 <sup>xx</sup>/<sub>100</sub>
6. Exact location of the incident: (include as much detail as possible):  
Back property line. Borden's Oak Grove cemetery
7. Circumstances of the incident: (attach additional pages if necessary):  
Tree on cemetery side, snapped and fell on gate. High wind storm  
\* Tree dept. has viewed the damage and be removing tree and debris.
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

Be sure to attach the original of any bills issued or any written estimates of repair or replacement costs. (Any documents that you provide will become the property of the City of Fall River; therefore, please retain copies of any such documents for your files.) Attach any other information you believe will be helpful in the processing of your claim (for example, names and addresses of any witnesses, written medical records if personal injury was sustained).

I swear that the facts stated above are true to the best of my knowledge.

Date: 1/28/2023

Claimant's signature:

Madalena Teixeira

WHEN TO FILE: If your claim is based on a defect in a public way, you must file within 30 days of the incident. If your claim is based on the negligence or wrongful act or omission of the City or its employees, you must file within two years of the incident. PLEASE KEEP A COPY OF THIS FORM FOR YOUR RECORDS.

Return this from to : City Clerk, 2<sup>nd</sup> Fl., One Government Center, Fall River, MA 02722

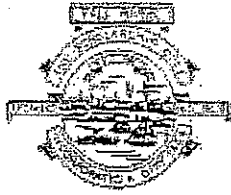
You should consult with your own attorney in preparing this claim form to understand your legal rights. The Office of the Corporation Counsel is unable to provide legal assistance to private citizens.

For official use only:

Copies forwarded to: ☒ City Clerk ☒ Law ☒ City Council ☐ City Administrator ☒ Cem

Date: 12/29/23





RECEIVED

2023 DEC 29 P 2:30

#23-82  
CITY CLERK  
FALL RIVER, MA

24

City of Fall River  
Notice of Claim

1. Claimant's name: Myra J. Rocha
2. Claimant's complete address: 405 Hooper St Tiverton RI 02876
3. Telephone number: Home: 508 993 2610 Work: 508 995 6400 EXT 353
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):  
Property Damage 313 Anthony Street Fall River Massachusetts
5. Date and time of accident: 12-18-2023 Amount of damages claimed: \$ 10679.55
6. Exact location of the incident: (include as much detail as possible):  
313 Anthony St 2nd East Apartment and Roof/Ceiling Damage
7. Circumstances of the incident: (attach additional pages if necessary):  
Large Pine tree broken and penetrated roof of home creating large water leak and damages to premises, removal necessary. Damage car of tenant and home and fence destroyed great deal of property. Adjuster called & in more.
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☒ Yes ☐ No  
Costa Claim Service; Wayne Hexassee # 476524 / Policy 1496354

Be sure to attach the original of any bills issued or any written estimates of repair or replacement costs. (Any documents that you provide will become the property of the City of Fall River; therefore, please retain copies of any such documents for your files.) Attach any other information you believe will be helpful in the processing of your claim (for example, names and addresses of any witnesses, written medical records if personal injury was sustained).

I swear that the facts stated above are true to the best of my knowledge.

Date: 12/29/2023

Claimant's signature: Myra J. Rocha

WHEN TO FILE: If your claim is based on a defect in a public way, you must file within 30 days of the incident. If your claim is based on the negligence or wrongful act or omission of the City or its employees, you must file within two years of the incident. PLEASE KEEP A COPY OF THIS FORM FOR YOUR RECORDS.

**Return this from to : City Clerk, 2<sup>nd</sup> Fl., One Government Center, Fall River, MA 02722**

You should consult with your own attorney in preparing this claim form to understand your legal rights. The Office of the Corporation Counsel is unable to provide legal assistance to private citizens.

For official use only:

Copies forwarded to: ☒ City Clerk ☒ Law ☒ City Council ☐ City Administrator ☒ Cem

Date: 12/29/23

# PERAC

COMMONWEALTH OF MASSACHUSETTS | PUBLIC EMPLOYEE RETIREMENT ADMINISTRATION COMMISSION

PHILIP Y. BROWN, ESQ., Chair

JOHN W. PARSONS, ESQ., Executive Director

Auditor DIANA DIZOGLIO | KATHLEEN M. FALLON | KATE FITZPATRICK | JAMES J. GUIDO | RICHARD MACKINNON, JR. | JENNIFER F. SULLIVAN, ESQ.

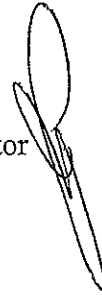
## MEMORANDUM

TO: Fall River Retirement Board

FROM: John W. Parsons, Esq., Executive Director

RE: Appropriation for Fiscal Year 2025

DATE: December 7, 2023



CITY CLERK  
FALL RIVER, MA

2023 DEC 11 AM 11:47

RECEIVED

Required Fiscal Year 2025 Appropriation: **\$46,835,834**

This Commission is hereby furnishing you with the amount to be appropriated for your retirement system for Fiscal Year 2025 which commences July 1, 2024.

Attached please find the portion of the Fiscal Year 2025 appropriation to be paid by each of the governmental units within your system.

The current schedule is due to be updated by Fiscal Year 2026.

If you have any questions, please contact PERAC's Actuary, John Boorack, at (617) 666-4446 Extension 935.

JWP/jfb  
Attachment

cc: Office of the Mayor  
City Council  
Town Manager

*p:\actuarial\approp\approp25\fy25 for web\fall river approp 25.docx*



**Fall River Retirement Board**  
Appropriation by Governmental Unit

Fiscal Year 2025 - July 1, 2024 to June 30, 2025

Aggregate amount of appropriation: **\$46,835,834**

UNIT	Percent of Aggregate Amount	Funding Schedule (excluding ERI)	ERI	Total Appropriation
City of Fall River	90.51%	\$42,391,113	\$0	\$42,391,113
Fall River Redevelopment	0.08%	\$37,469	\$0	\$37,469
Fall River Housing Authority	7.43%	\$3,479,902	\$0	\$3,479,902
Diman Voc.	1.98%	\$927,350	\$0	\$927,350
<b>UNIT TOTAL</b>	<b>100%</b>	<b>\$46,835,834</b>	<b>\$ 0</b>	<b>\$46,835,834</b>

The Total Appropriation column shown above is in accordance with your current funding schedule and the scheduled payment date(s) in that schedule. Whenever payments are made after the scheduled date(s), the total appropriation should be revised to reflect interest at the rate assumed in the most recent actuarial valuation. Payments should be made before the end of the fiscal year.

26



**OFFICE OF THE  
CORPORATION COUNSEL**

**CITY OF FALL RIVER**

RECEIVED

2023 DEC 14 P 3:44

CITY CLERK  
FALL RIVER, MA

December 14, 2023

Patrick Higgins  
P.O. Box 290  
Northport, AL 35476

VIA: Email: [patrick@openmeetinglawenforcer.com](mailto:patrick@openmeetinglawenforcer.com)

RE: Open Meeting Law Complaint against Fall River City Council Committee on  
Finance  
Date of Alleged Violation: November 28, 2023

Dear Mr. Higgins

This correspondence is sent pursuant to G.L. c. 30A, § 24 and 940 CMR 29.00 et seq., in response to your Open Meeting Law Complaint against the Fall River City Council Committee on Finance, which the City of Fall River received on November 29, 2023. On December 12, 2023, the City Council met to review your complaint and voted to refer the matter to this office for formal response. Your complaint alleges in pertinent part the following:

The Fall River City Council held an illegal meeting on November 28, 2023 in that the agenda was NOT properly posted on "<https://fallriverma.org>" for 48 hours prior to the meeting. The agenda was posted to "<https://fallriverma.gov>" and the official posting location of agendas, as on file with the Division of open government, reflects "<https://fallriverma.org>" as the official posting location as of November 10, 2015.

At the November 28, 2023 City Council meeting, you voiced the present complaint. Per the discussion that followed, the City Council determined no violation occurred.

The City of Fall River recently began the process of converting its municipal domain from <https://fallriverma.org> to <https://fallriverma.gov>. According to the City Clerk, while both the [.org](https://fallriverma.org) and [.gov](https://fallriverma.gov) sites were active, the City Clerk's office posted public meeting notices to both websites. In the process of IT transitioning to the new website, visitors to the website were redirected from the old website to the new website when attempting to access the calendar. Once the transition was complete, the old website was no longer accessible - at all. Any attempt to access the previous website ([www.fallriverma.org](http://www.fallriverma.org)) was fully redirected to the new website ([www.fallriverma.gov](http://www.fallriverma.gov)). **There has never been a lapse with viewing meeting notices.**

One Government Center • Fall River, MA 02722 • TEL (508) 324-2650

Workers' Compensation (508) 324-2540 • FAX (508) 324-2655 • EMAIL [lawoffice@fallriverma.org](mailto:lawoffice@fallriverma.org)

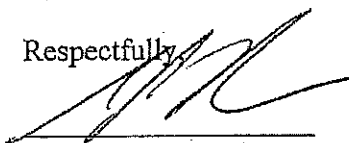
*Equal Justice Under Law*

Additionally, when the new website was fully active, the City Clerk notified the Attorney General's Office. The Division of Open Government's municipality official posting location list indicates that the city's official posting site was updated to "https://fallriverma.gov" as of November 28, 2023.

There was no intent to circumvent the Open Meeting requirements. Even if the Division of Open Government deems that a violation occurred, a nullification of the meeting, as you requested, would not benefit the public interest.

Please note that you have the right to appeal to the Massachusetts Attorney General – Division of Open Government.

Respectfully,



Gary P. Howayeck  
Assistant Corporation Counsel

Enc.

Cc: Mira Netsy, MA Office Attorney General-Division of Open Government  
via email: [Mira.Netsky@mass.gov](mailto:Mira.Netsky@mass.gov)  
Fall River City Council



# OPEN MEETING LAW COMPLAINT FORM

Office of the Attorney General  
One Ashburton Place  
Boston, MA 02108

RECEIVED

2023 NOV 29 A 8:50

Please note that all fields are required unless otherwise noted.

CITY CLERK  
FALL RIVER, MA

## Your Contact Information:

First Name: Patrick Last Name: Higgins

Address: P O Box 290

City: Northport State: AL Zip Code: 35476

Phone Number: 615-236-2189 Ext. \_\_\_\_\_

Email: patrick@openmeetinglawenforcer.com

Organization or Media Affiliation (if any): Patrick Higgins and Associates

Are you filing the complaint in your capacity as an individual, representative of an organization, or media?

(For statistical purposes only)

☐ Individual ☒ Organization ☐ Media

## Public Body that is the subject of this complaint:

☒ City/Town ☐ County ☐ Regional/District ☐ State

Name of Public Body (including city/town, county or region, if applicable): Fall River City Council Committee on Fir

Specific person(s), if any, you allege committed the violation: Joseph D Camara, President

Date of alleged violation: 11/28/23

CITY OF FALL RIVER  
IN CITY COUNCIL

DEC 12 2023

Referred to  
Corporation Council

**Description of alleged violation:**

Describe the alleged violation that this complaint is about. If you believe the alleged violation was intentional, please say so and include the reasons supporting your belief.

(Note: This text field has a maximum of 3000 characters.)

The Fall River City Council Committee on Finance violated the open meeting law as follows:

1. The Fall River City Council held an illegal meeting on November 28, 2023 in that the agenda was NOT properly posted to "https://fallriverma.org" for 48 hours prior to the meeting. The agenda was posted to "https://fallriverma.gov" and the official posting location of agendas, as on file with the Division of Open Government, reflects "https://fallriverma.org" as the official posting location as of Nov 10, 2015.

see https://www.mass.gov/info-details/official-notice-posting-locations-for-public-bodies for access to the Microsoft Excel file containing the official posting locations on record, viewed at 4:18 pm on November 28, 2023 https://www.mass.gov/doc/municipal-posting-methods-website-0/download

What action do you want the public body to take in response to your complaint?

(Note: This text field has a maximum of 500 characters.)

Cancel this meeting immediately and post an agenda at "https://fallriverma.org" the official posting location for meetings of Fall River Public Bodies

**Review, sign, and submit your complaint**

**I. Disclosure of Your Complaint**

**Public Record:** Under most circumstances, your complaint, and any documents submitted with your complaint, is considered a public record and will be available to any member of the public upon request.

**Publication to Website:** As part of the Open Data Initiative, the AGO will publish to its website certain information regarding your complaint, including your name and the name of the public body. The AGO will not publish your contact information.

**II. Consulting With a Private Attorney**

The AGO cannot give you legal advice and is not able to be your private attorney, but represents the public interest. If you have any questions concerning your individual legal rights or responsibilities, you should contact a private attorney.

**III. Submit Your Complaint to the Public Body**

The complaint must be filed first with the public body. If you have any questions, please contact the Division of Open Government by calling (617) 963-2540 or by email to [openmeeting@state.ma.us](mailto:openmeeting@state.ma.us).

By signing below, I acknowledge that I have read and understood the provisions above and certify that the information I have provided is true and correct to the best of my knowledge.

Signed: 

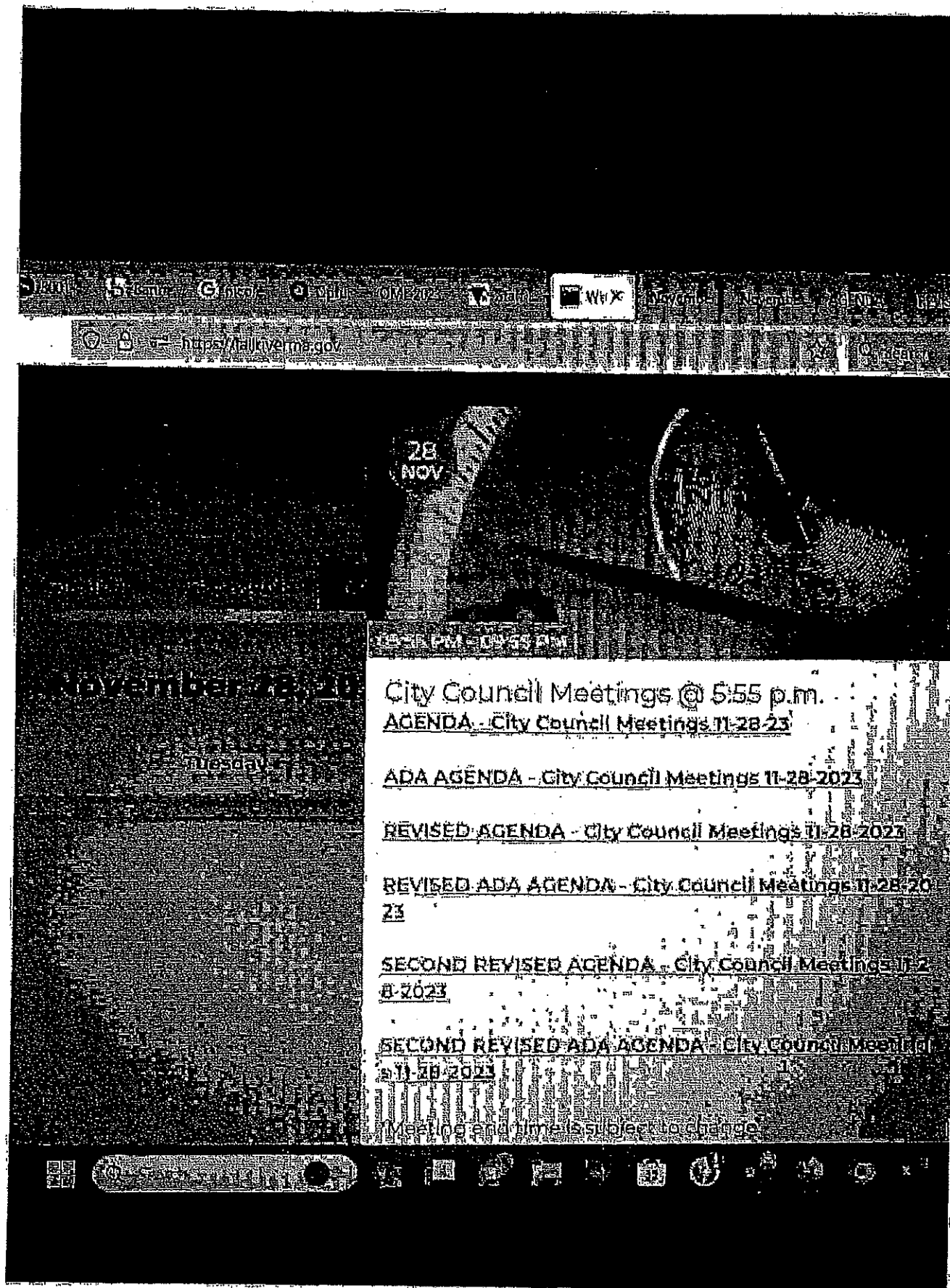
Date: 11/28/2023

For the AGO: 

Date Received by Public Body: 11/28/2023

For the AGO: 

Date Received by AGO: 11/28/2023







The Commonwealth of Massachusetts  
Office of the Attorney General  
One Ashburton Place  
Boston, Massachusetts 02108

## OPEN MEETING LAW COMPLAINT FORM

### Instructions for completing the Open Meeting Law Complaint Form

The Attorney General's Division of Open Government interprets and enforces the Open Meeting Law, Chapter 30A of the Massachusetts General Laws, Sections 18-25. Below is the procedure for filing and responding to an Open Meeting Law complaint.

#### Instructions for filing a complaint:

- o Fill out the attached two-page form completely. Sign and date the second page. File the complaint with the public body within 30 days of the alleged violation. If the violation was not reasonably discoverable at the time it occurred, you must file the complaint within 30 days of the date the violation was reasonably discoverable. A violation that occurs during an open session of a meeting is reasonably discoverable on the date of the meeting.
- o To file the complaint:
  - o For a local or municipal public body, you must submit a copy of the complaint to the chair of the public body AND to the municipal clerk.
  - o For all other public bodies, you must submit a copy of the complaint to the chair of the public body.
  - o Complaints may be filed by mail, by email, or by hand. Please retain a copy for your records.
- o If the public body does not respond within 14 business days and does not request an extension to respond, contact the Division for further assistance.

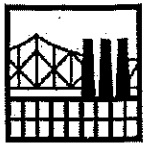
#### Instructions for a public body that receives a complaint:

- o The chair must disseminate the complaint to the members of the public body.
- o The public body must meet to review the complaint within 14 business days (usually 20-22 calendar days).
- o After review, but within 14 business days, the public body must respond to the complaint in writing and must send the complainant a response and a description of any action the public body has taken to address the allegations in the complaint. At the same time, the body must send the Attorney General a copy of the complaint and a copy of the response. The public body may delegate this responsibility to an individual member of the public body, its counsel, or a staff member, but only after the public body has met to review the complaint.
- o If a public body requires more time to review the complaint and respond, it may request an extension of time for good cause by contacting the Division of Open Government.

#### Once the public body has responded to the complaint:

- o If you are not satisfied with the public body's response to your complaint, you may file a copy of the complaint with the Division by mail, by email, or by hand, but only once you have waited for 30 days after filing the complaint with the public body. Mail may be sent to: The Division of Open Government, Office of the Attorney General, One Ashburton Place, 20<sup>th</sup> Floor, Boston, MA 02108. Emails may be sent to: [openmeeting@state.ma.us](mailto:openmeeting@state.ma.us).
- o When you file your complaint with the Division, please include the complaint form and all documentation relevant to the alleged violation. You may wish to attach a cover letter explaining why the public body's response does not adequately address your complaint.
- o The Division will not review complaints filed with us more than 90 days after the violation, unless we granted an extension to the public body or you can demonstrate good cause for the delay.

If you have questions concerning the Open Meeting Law complaint process, we encourage you to contact the Division of Open Government by phone at (617) 963-2540 or by email at [openmeeting@state.ma.us](mailto:openmeeting@state.ma.us).



**OFFICE OF THE  
CORPORATION COUNSEL**  
CITY OF FALL RIVER

27

RECEIVED

2023 DEC 14 P 3:44

CITY CLERK  
FALL RIVER, MA

December 13, 2023

Patrick Higgins  
P.O. Box 290  
Northport, AL 35476

VIA: Email: [patrick@openmeetinglawenforcer.com](mailto:patrick@openmeetinglawenforcer.com)

RE: Open Meeting Law Complaint against Fall River City Council  
Date of Alleged Violation: November 28, 2023

Dear Mr. Higgins

This correspondence is sent pursuant to G.L. c. 30A, § 24 and 940 CMR 29.00 et seq., in response to your Open Meeting Law Complaint against the Fall River City Council which the City of Fall River received on November 29, 2023. On December 12, 2023, the City Council met to review your complaint and voted to refer the matter to this office for formal response. Your complaint alleges in pertinent part the following:

The Fall River City Council held an illegal meeting on November 28, 2023 in that the agenda was NOT properly posted on "<https://fallriverma.org>" for 48 hours prior to the meeting. The agenda was posted to "<https://fallriverma.gov>" and the official posting location of agendas, as on file with the Division of open government, reflects "<https://fallriverma.org>" as the official posting location as of November 10, 2015.

At the November 28, 2023 City Council meeting, you voiced the present complaint. Per the discussion that followed, the City Council determined no violation occurred.

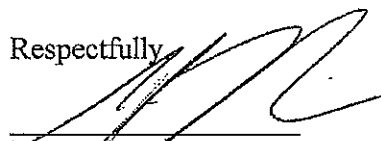
The City of Fall River recently began the process of converting its municipal domain from <https://fallriverma.org> to <https://fallriverma.gov>. According to the City Clerk, while both the .org and .gov sites were active, the City Clerk's office posted public meeting notices to both websites. In the process of IT transitioning to the new website, visitors to the website were redirected from the old website to the new website when attempting to access the calendar. Once the transition was complete, the old website was no longer accessible - at all. Any attempt to access the previous website ([www.fallriverma.org](http://www.fallriverma.org)) was fully redirected to the new website ([www.fallriverma.gov](http://www.fallriverma.gov)). There has never been a lapse with viewing meeting notices.

Additionally, when the new website was fully active, the City Clerk notified the Attorney General's Office. The Division of Open Government's municipality official posting location list indicates that the city's official posting site was updated to "https://fallriverma.gov" as of November 28, 2023.

There was no intent to circumvent the Open Meeting requirements. Even if the Division of Open Government deems that a violation occurred, a nullification of the meeting, as you requested, would not benefit the public interest.

Please note that you have the right to appeal to the Massachusetts Attorney General – Division of Open Government.

Respectfully

  
\_\_\_\_\_  
Gary P. Howayek  
Assistant Corporation Counsel

Enc.

Cc: Mira Netsy, MA Office Attorney General-Division of Open Government  
via email: [Mira.Netsky@mass.gov](mailto:Mira.Netsky@mass.gov)  
Fall River City Council



# OPEN MEETING LAW COMPLAINT FORM

Office of the Attorney General  
One Ashburton Place  
Boston, MA 02108

RECEIVED

2023 NOV 29 A 8:50

Please note that all fields are required unless otherwise noted. CITY CLERK  
FALL RIVER, MA

## Your Contact Information:

First Name: Patrick Last Name: Higgins  
Address: P O Box 290  
City: Northport State: AL Zip Code: 35476  
Phone Number: 615-236-2189 Ext. \_\_\_\_\_  
Email: patrick@openmeetinglawenforcer.com  
Organization or Media Affiliation (if any): Patrick Higgins and Associates

Are you filing the complaint in your capacity as an individual, representative of an organization, or media?  
(For statistical purposes only)

☐ Individual ☒ Organization ☐ Media

## Public Body that is the subject of this complaint:

☒ City/Town ☐ County ☐ Regional/District ☐ State

Name of Public Body (including city/town, county or region, if applicable): Fall River City Council

Specific person(s), if any, you allege committed the violation: Joseph D Camara, President

Date of alleged violation: 11/28/23

CITY OF FALL RIVER  
IN CITY COUNCIL

DEC 12 2023

*Referred to  
Corporation Counsel*

### Description of alleged violation:

Describe the alleged violation that this complaint is about. If you believe the alleged violation was intentional, please say so and include the reasons supporting your belief.

Note: This text field has a maximum of 3000 characters.

The Fall River City Council violated the open meeting law as follows:

1. The Fall River City Council held an illegal meeting on November 28, 2023 in that the agenda was NOT properly posted to "https://fallriverma.org" for 48 hours prior to the meeting. The agenda was posted to "https://fallriverma.gov" and the official posting location of agendas, as on file with the Division of Open Government, reflects "https://fallriverma.org" as the official posting location as of Nov 10, 2015.

see <https://www.mass.gov/info-details/official-notice-posting-locations-for-public-bodies-for-access-to-the-Microsoft-Excel-file-containing-the-official-posting-locations-on-record>, viewed at 4:18 pm on November 28, 2023 <https://www.mass.gov/doc/municipal-posting-methods-website-0/download>

What action do you want the public body to take in response to your complaint?

Note: This text field has a maximum of 500 characters.

Cancel this meeting immediately and post an agenda at "https://fallriverma.org" the official posting location for meetings of Fall River Public Bodies.

### Review, sign, and submit your complaint

#### I. Disclosure of Your Complaint.

**Public Record.** Under most circumstances, your complaint, and any documents submitted with your complaint, is considered a public record and will be available to any member of the public upon request.

**Publication to Website.** As part of the Open Data Initiative, the AGO will publish to its website certain information regarding your complaint, including your name and the name of the public body. The AGO will not publish your contact information.

#### II. Consulting With a Private Attorney.

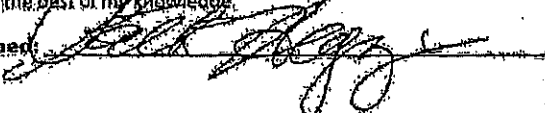
The AGO cannot give you legal advice and is not able to be your private attorney, but represents the public interest. If you have any questions concerning your individual legal rights or responsibilities you should contact a private attorney.

#### III. Submit Your Complaint to the Public Body.

The complaint must be filed first with the public body. If you have any questions, please contact the Division of Open Government by calling (617) 963-2340 or by email to [openmeeting@state.ma.us](mailto:openmeeting@state.ma.us).

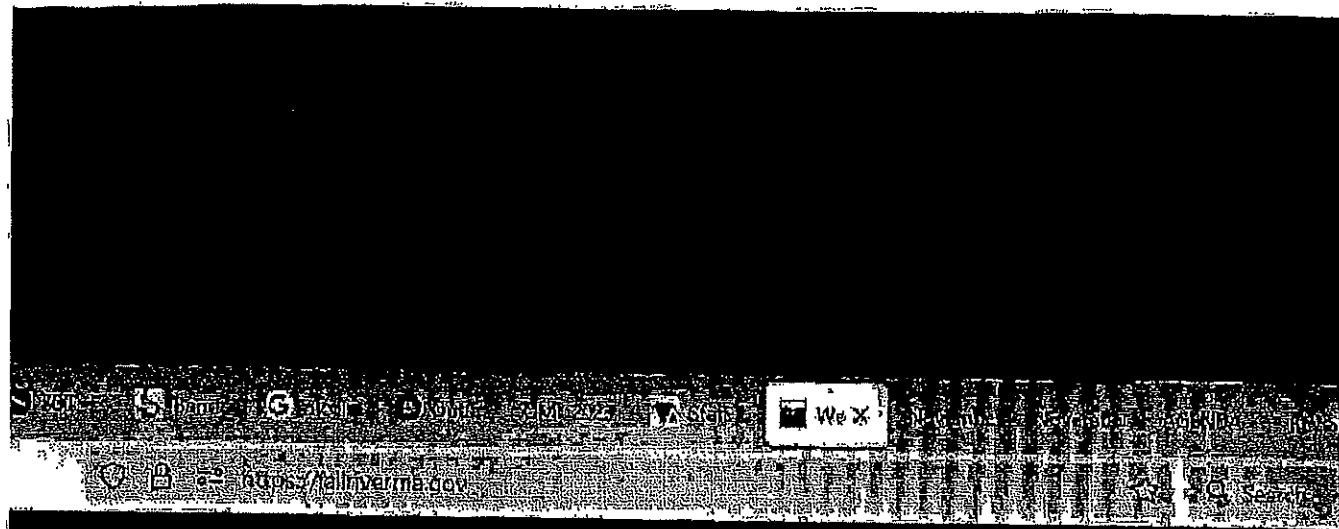
By signing below, I acknowledge that I have read and understood the provisions above and certify that the information I have provided is true and correct to the best of my knowledge.

Signed:



Date: 11/28/2023

For Use By Public Body: ☐ For Use By AGO: ☐  
Date Received by Public Body:  Date Received by AGO:



City Council Meetings @ 5:55 p.m.  
AGENDA - City Council Meetings 11-28-23

ADA AGENDA - City Council Meetings 11-28-2023

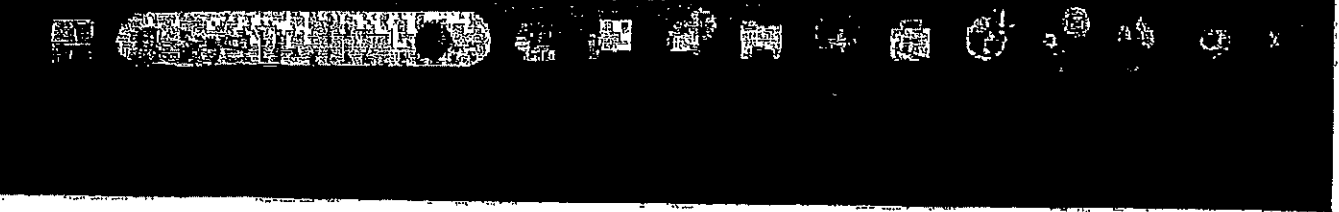
REVISED AGENDA - City Council Meetings 11-28-2023

REVISED ADA AGENDA - City Council Meetings 11-28-2023

SECOND REVISED AGENDA - City Council Meetings 11-28-2023

SECOND REVISED ADA AGENDA - City Council Meetings 11-28-2023

Meeting end time is subject to change





27

The Commonwealth of Massachusetts  
Office of the Attorney General  
One Ashburton Place  
Boston, Massachusetts 02108

**OPEN MEETING LAW COMPLAINT FORM**

**Instructions for completing the Open Meeting Law Complaint Form**

The Attorney General's Division of Open Government interprets and enforces the Open Meeting Law, Chapter 30A of the Massachusetts General Laws, Sections 18-25. Below is the procedure for filing and responding to an Open Meeting Law complaint.

**Instructions for filing a complaint:**

- o Fill out the attached two-page form completely. Sign and date the second page. File the complaint with the public body within 30 days of the alleged violation. If the violation was not reasonably discoverable at the time it occurred, you must file the complaint within 30 days of the date the violation was reasonably discoverable. A violation that occurs during an open session of a meeting is reasonably discoverable on the date of the meeting.
- o To file the complaint:
  - a. For a local or municipal public body, you must submit a copy of the complaint to the chair of the public body AND to the municipal clerk.
  - a. For all other public bodies, you must submit a copy of the complaint to the chair of the public body.
  - a. Complaints may be filed by mail, by email, or by hand. Please retain a copy for your records.
- o If the public body does not respond within 14 business days and does not request an extension to respond, contact the Division for further assistance.

**Instructions for a public body that receives a complaint:**

- o The chair must disseminate the complaint to the members of the public body.
- o The public body must meet to review the complaint within 14 business days (usually 20-22 calendar days).
- o After review, but within 14 business days, the public body must respond to the complaint in writing and must send the complainant a response and a description of any action the public body has taken to address the allegations in the complaint. At the same time, the body must send the Attorney General a copy of the complaint and a copy of the response. The public body may delegate this responsibility to an individual member of the public body, its counsel, or a staff member, but only after the public body has met to review the complaint.
- o If a public body requires more time to review the complaint and respond, it may request an extension of time for good cause by contacting the Division of Open Government.

**Once the public body has responded to the complaint:**

- o If you are not satisfied with the public body's response to your complaint, you may file a copy of the complaint with the Division by mail, by email, or by hand, but only once you have waited for 30 days after filing the complaint with the public body. Mail may be sent to: The Division of Open Government, Office of the Attorney General, One Ashburton Place - 20<sup>th</sup> Floor, Boston, MA 02108. Emails may be sent to: [openmeeting@state.ma.us](mailto:openmeeting@state.ma.us).
- o When you file your complaint with the Division, please include the complaint form and all documentation relevant to the alleged violation. You may wish to attach a cover letter explaining why the public body's response does not adequately address your complaint.
- o The Division will not review complaints filed with us more than 90 days after the violation, unless we granted an extension to the public body or you can demonstrate good cause for the delay.

If you have questions concerning the Open Meeting Law complaint process, we encourage you to contact the Division of Open Government by phone at (617) 868-2540 or by email at [openmeeting@state.ma.us](mailto:openmeeting@state.ma.us).

## CITY COUNCIL PUBLIC HEARING

MEETING: Tuesday, December 12, 2023 at 5:55 p.m.  
Council Chamber, One Government Center

PRESENT: President Joseph D. Camara, presiding;  
Councilors Shawn E. Cadime, Michelle M. Dionne, Bradford L. Kilby,  
Pamela S. Laliberte, Linda M. Pereira,  
Andrew J. Raposo and Laura-Jean Washington

ABSENT: Councilor Leo O. Pelletier

IN ATTENDANCE: Rebecca Marques, National Grid Engineer,  
245 South Main Street, Hopedale, MA

The President called the meeting to order at 6:00 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium and that the purpose of the hearing was to hear all persons interested and wishing to be heard on the following:

*On a motion made by Councilor Raposo and seconded by Councilor Kilby, it was unanimously voted to open the hearing, with Councilor Pelletier absent and not voting.*

### Pole Location

1. Massachusetts Electric Company d/b/a National Grid for one solely owned pole location as follows:

#### Penn Street

One (1) new pole location

Install one solely owned pole on Penn Street. National Grid is proposing to install one new 45 foot, solely owned pole approximately 15 feet east of the existing Pole 24 on Penn Street. This pole will allow National Grid to extend a three-phase overhead conductor from Pole 24 to proposed Pole 24-1 to allow for the installation of a pole mounted three-phase transformer bank. This transformer bank will feed a new service for Gold Medal Bakery in the trailer parking lot at 1397 Bay Street.

In accordance with Plan No. 30861726

*The President asked if there were any proponents and Rebecca Marques, National Grid Engineer, came forward and explained that Gold Medal Bakery needs new service for their trailer parking lot, and this will require a transformer to be placed on the new pole. The President then asked if there were any opponents, and no one came forward.*



On a motion made by Councilor Raposo and seconded by Councilor Washington, it was unanimously voted to close the hearing at 6:03 p.m., with Councilor Pelletier absent and not voting.

List of documents and other exhibits used during the meeting:

Agenda (attached)  
DVD of meeting

A true copy. Attest:

*Alison M Bouchard*

City Clerk

### COMMITTEE ON FINANCE

MEETING: Tuesday, December 12, 2023 at 6:00 p.m.  
Council Chamber, One Government Center

PRESENT: President Joseph D. Camara, presiding;  
Councilors Shawn E. Cadime, Michelle M. Dionne, Bradford L. Kilby,  
Pamela S. Laliberte, Leo O. Pelletier, Linda M. Pereira,  
Andrew J. Raposo and Laura-Jean Washington

ABSENT: None

IN ATTENDANCE: Seth Thomas Aitken, City Administrator  
Bridget Almon, Director of Financial Services

The chair called the meeting to order at 6:03 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

In accordance with a resolution adopted, as amended May 8, 2012, persons are allowed to address the Council for a period of three minutes prior to the beginning or at the conclusion of business in the Committee on Finance.

1. Citizens' Input Time – Before Discussion of Financial Matters - None
2. Amended loan order re: Fall River School Department's proposal to the Massachusetts School Building Authority for the Robert L. Medeiros Resiliency Preparatory Academy renovation project

*Vice President Pereira requested information regarding the amendment to the original loan order. Bridget Almon, Director of Financial Services, stated that the original loan order was missing necessary legal language that would allow the City to borrow funds from the Commonwealth of Massachusetts with a lower interest rate. On a motion made by Councilor Kilby and seconded by Councilor Raposo, it was unanimously voted to refer the Loan Order to the full Council for action, with Councilor Pelletier absent and not voting.*

3. Transfer and appropriation

*Councilor Dionne requested clarification regarding the amount of American Rescue Plan Act (ARPA) Funding that would be utilized to fund the Memorandum of Agreement (MOA) between the Fall River Fire Fighters, Local 1314 International Association of Firefighters, and the City of Fall River, as she was under the impression there was an ARPA Grant of \$500,000 but the arbitration award reads \$800,000. A brief discussion was held between President Camara, Councilor Dionne and Bridget Almon, Director of Financial Services, regarding a numerical error within the MOA. Ms. Almon explained that the City budgeted \$500,000 for the firefighters contract and that page 20 of the arbitration document listed an error because the \$830,000*

listed was free cash that was certified and budgeted to pay the interest for the new Diman Regional Vocational Technical High School. She also explained that there was an error with the ARPA funding amount listed should have read \$4.5 million instead of \$4.3 million.

Vice President Pereira stated that if the transfer of funds from the Stabilization Fund to the Fire, Salaries Fund was not approved, the City would not be able to fund the MOA, and Seth Thomas Aitken, City Administrator, agreed that it would not be possible. Councilors Cadime and Kilby both stated they would support the MOA, but Councilor Kilby did express concern regarding one-time-funding, such as the ARPA funding, as it would not be a financial option in the future. Mr. Aitken provided information regarding the types of funds that would fund this MOA, including previously budgeted funds for the anticipated contract, APRA funding and this newly requested transfer of funds. Councilor Cadime and Ms. Almon held a brief discussion regarding the difference in the current higher staffing level of the Fall River Fire Department in comparison to the Fall River Police Department, which caused the discrepancy of funding between the two agreements.

Councilor Pelletier arrived at 6:16 p.m.

A recess was taken from 6:16 p.m. to 6:47 p.m.

4. Citizens' Input Time – After Discussion of Financial Matters:

Cliff Ponte, 1217 Meridian Street - Councilor Leo Pelletier

Dan Robillard, 145 Old Second Street - Councilor Leo Pelletier

Carlos Cesar, 367 Frost Street - Councilor Leo Pelletier and Voting Places

On a motion made by Councilor Raposo and seconded by Councilor Washington, it was unanimously voted to adjourn at 7:02 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

DVD of meeting

  
Clerk of Committees

### REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, December 12, 2023 at 7:00 p.m.  
Council Chamber, One Government Center

PRESENT: President Joseph D. Camara, presiding;  
Councilors Shawn E. Cadime, Michelle M. Dionne, Bradford L. Kilby,  
Pamela S. Laliberte, Leo O. Pelletier, Linda M. Pereira,  
Andrew J. Raposo and Laura-Jean Washington

ABSENT: None

IN ATTENDANCE: Mayor Paul E. Coogan

President Camara called the meeting to order at 7:02 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

*On a motion made by Vice President Pereira and seconded by Councilor Raposo, it was unanimously voted to take items 5 and 6 out of order and together.*

#### CITATIONS

5. City Councilor Pamela S. Laliberte – 8 Years of Public Service as a City Councilor  
*Councilors Dionne, Kilby and Raposo made brief remarks regarding Councilor Laliberte's service to the City Council. Mayor Paul E. Coogan presented a mayoral citation and made brief remarks expressing gratitude for her service. Councilor Laliberte expressed gratitude and made brief remarks regarding her service to the City.*

*Following Councilor Laliberte's citation presentation, President Camara made brief remarks commending Inês Leite, Assistant City Clerk, for being awarded the designation of Certified Municipal Clerk by the International Institute of Municipal Clerks and presented her citation, which had been adopted at the Regular Meeting of the City Council on November 28, 2023.*

6. City Councilor Leo O. Pelletier – 36 Years of Public Service as a City Councilor  
*President Camara, Vice President Pereira and Councilor Kilby made brief remarks regarding Councilor Pelletier's service to the City Council. Mayor Paul E. Coogan presented a mayoral citation to Councilor Pelletier, along with a Key to the City of Fall River and made brief remarks regarding his years of service. Councilor Pelletier expressed gratitude and provided a spoke regarding his experience as a Fall River City Councilor. There was a short video presentation by the Fall River Government Channel regarding Councilor Pelletier's 36 year tenure.*

*On a motion made by Vice President Pereira and seconded by Councilor Raposo, it was unanimously voted to adopt the citations.*

### **PRIORITY MATTERS**

1. Mayor and orders as follows:

- a. Memorandum of Agreement between the Fall River Fire Fighters, Local 1314 International Association of Firefighters and the City of Fall River

*On a motion made by Councilor Dionne and seconded by Councilor Cadime, it was voted 9 yeas to adopt the order.*

*Approved, December 13, 2023*

*Paul E. Coogan, Mayor*

- b. Transferring the sum of \$2,500,000 from the Stabilization Fund to Fire, Salaries Fund

*On a motion made by Councilor Cadime and seconded by Councilor Dionne, it was unanimously voted to adopt the order.*

2. Mayor requesting the confirmation of the following reappointments to the Library Board of Trustees:

- a. Ronald Caplain
- b. Katherine Clarkin
- c. Joyce Coelho
- d. James Gibney
- e. Aja Andrea Grice
- f. Sharon Quinn
- g. Fran E. Rachlin
- h. Ann Rockett-Sperling

*On a motion made by Councilor Dionne and seconded by Councilor Cadime, it was unanimously voted to confirm the reappointments.*

### **PRIORITY COMMUNICATIONS**

3. Board of Election Commissioners and orders authorizing the Presidential Primary Election on Tuesday, March 5, 2024, the State Primary Election on Tuesday, September 3, 2024, and the Biennial State Election on Tuesday, November 5, 2024, and designating polling places and changes to polling places for such elections  
*Councilor Dionne expressed concern regarding the proposed changes to polling places and stated that it will significantly affect those who do not have means of transportation, such as senior residents. On a motion made by Councilor Dionne and seconded by Councilor Washington, it was unanimously voted to refer the orders to the Board of Election Commissioners for their input regarding the matter. A copy of the letter sent to the Board of Elections is attached hereto and made a part of these minutes.*

### **COMMITTEE REPORTS** – None

### **ORDINANCES** – None

## **RESOLUTIONS**

4. Committee on Ordinances and Legislation convene with all interested parties, Corporation Counsel and representatives of local taxi companies to discuss an amendment to the current taxi license ordinances regarding accessible vehicles for disabled individuals

*Vice President Pereira made brief remarks regarding a past resolution regarding taxi company competition with rideshare companies, referred to the Committee on Regulation in May 2023, and emphasized that these two resolutions should be discussed together. Councilor Raposo explained that this was specifically to address Americans with Disabilities Act accessibility within taxi companies. On a motion made by Councilor Raposo and seconded by Councilor Washington, it was unanimously voted to adopt the resolution.*

*Councilor Pelletier left the meeting at 8:01 p.m.*

## **ORDERS – HEARINGS**

### **Pole Location:**

7. Massachusetts Electric Company d/b/a National Grid – Installation of one (1) new pole location on Penn Street

*On a motion made by Councilor Cadime and seconded by Councilor Dionne, it was unanimously voted to adopt the order, with Councilor Pelletier absent and not voting.*

*Approved, December 13, 2023*

*Paul E. Coogan, Mayor*

## **ORDERS – MISCELLANEOUS**

8. Police Chief's report on licenses:

### **Taxicab Drivers (2024)**

Ashraf Kamal Antar	Darrell E. Carlsen	Melissa Carvalho	Robert M. Collins, Jr.
Cristian R. Cunin-Choro	Robert R. Diguseppe	David Dube	Jeffrey Goldstein
Peter G. Hadad	Jamarie Hall	Louis Levesque	Dan P. Lockley
William Marshall, Jr.	Michael Migliori	Edise Parson	Gerald Pinault
John D. Purcell	Todd J. Quintal	Mikael Raposa	Gary Teixeira

### **Taxicab Vehicle (2024)**

Faith Latessa, Town Transportation, LLC – One (1) Vehicle – Number 32

### **Private Livery Driver (2024)**

Otis Aliemeke

### **Private Livery Vehicle (2024)**

Otis Aliemeke – One (1) Vehicle

*On a motion made by Councilor Cadime and seconded by Councilor Raposo, it was unanimously voted to adopt the order, with Councilor Pelletier absent and not voting.*

9. Auto Body Shop License Renewals:

Nicholas R. Faggioli d/b/a Faggioli Auto Body – 633 Lawton Street  
 Ronald Pedro d/b/a ABC Auto Body & Sales – 753 Pleasant Street  
 Dylan Jarabek d/b/a Top Tier Auto Body – 232 Lapham Street (rear)

*On a motion made by Councilor Raposo and seconded by Vice President Pereira, it was unanimously voted to adopt the order, with Councilor Pelletier absent and not voting.*

*Approved, December 13, 2023*

*Paul E. Coogan, Mayor*

10. Auto Repair Shop License Renewals:

Nicholas R. Faggioli d/b/a Faggioli Auto Body – 633 Lawton Street  
 Fouad C. Rechmani d/b/a Knight's Quality Service Station, Co. – 260 Linden Street  
 John Medeiros d/b/a Medeiros Auto Body & Sales, Inc. – 96-98 Alden Street  
 Elie Bouramia d/b/a North End Auto Service & Sales, Inc. – 3293 North Main Street  
 Ronald Picard d/b/a Theo's Service Center – 35 Oak Grove Avenue  
 Francis B. May d/b/a Brad's Auto Service – 156 President Avenue  
 Vincent Nanni d/b/a Vin's Motor Sales, Inc. – 1426 Plymouth Avenue  
 Dylan Jarabek d/b/a Top Tier Auto Body – 232 Lapham Street (rear)  
 Jacinto Silva d/b/a Tech Service Center, Inc. – 70 William Street  
 Rodrigo Tacach d/b/a Tacach Auto Repair, Inc. – 192C Eighteenth Street  
 Elio Younes d/b/a Coastal Fuel, Inc. – 1082 North Main Street

*On a motion made by Councilor Raposo and seconded by Councilor Washington, it was unanimously voted to adopt the order, with Councilor Pelletier absent and not voting.*

*Approved, December 13, 2023*

*Paul E. Coogan, Mayor*

11. Light Order – Emery Street

*On a motion made by Councilor Raposo and seconded by Councilor Washington, it was unanimously voted to adopt the light order, with Councilor Pelletier absent and not voting.*

**COMMUNICATIONS – INVITATIONS – PETITIONS**

12. Claims

*On a motion made by Councilor Raposo and seconded by Councilor Washington, it was unanimously voted to refer the claims to Corporation Counsel, with Councilor Pelletier absent and not voting.*

13. Communication from the Massachusetts Department of Public Safety and Licensing regarding M.G.L. Ch. 147, §47A re: the issuance of a license to Kris Jacobs/Stay Ready Boxing for a boxing event at the Police Athletic League, 31 Franklin Street, on December 16, 2023

*On a motion made by Councilor Kilby and seconded by Councilor Raposo, it was unanimously voted that the communication be accepted and placed on file, with Councilor Pelletier absent and not voting.*

14. Structure on or over a public way application for One Stop Shop JP, LLC, 1930 Pleasant Street, to place two 10 foot tables with toys, shoes, and clothing against the building five days a week from 8:00 a.m. to 8:00 p.m.

*Councilors Cadime and Dionne expressed concern that the tables may block the sidewalk for those who are in wheelchairs. On a motion made by Councilor Dionne and seconded by President Camara, it was unanimously voted that the application be referred to the Committee on Regulations, with Councilor Pelletier absent and not voting.*

15. Open Meeting Law Complaint filed by Patrick Higgins re: alleged violation by the City Council Committee on Finance on November 28, 2023

*On a motion made by Councilor Kilby and seconded by Councilor Washington, it was unanimously voted to refer the Open Meeting Law complaint to Corporation Counsel, with Councilor Pelletier absent and not voting.*

16. Open Meeting Law Complaint filed by Patrick Higgins re: alleged violation by the City Council on November 28, 2023

*On a motion made by Vice President Pereira and seconded by Councilor Raposo, it was unanimously voted to refer the Open Meeting Law complaint to Corporation Counsel, with Councilor Pelletier absent and not voting.*

17. Drainlayer Licenses

a. Perry Heavy Equipment Services, LLC

*On a motion made by Councilor Raposo and seconded by President Camara, it was unanimously voted to approve the drainlayer license, with Councilor Pelletier absent and not voting.*

*Approved, December 13, 2023*

*Paul E. Coogan, Mayor*

b. Solimini Excavation and Utilities

*On a motion made by Councilor Raposo and seconded by Councilor Washington, it was unanimously voted to approve the drainlayer license, with Councilor Pelletier absent and not voting.*

*Approved, December 13, 2023*

*Paul E. Coogan, Mayor*

*On a further motion made by Councilor Raposo and seconded by Councilor Dionne, it was unanimously voted to take items 18 through 23 together, with Councilor Pelletier absent and not voting.*

City Council Minutes:

- 18. Public Hearings – November 14, 2023
- 19. Committee on Finance – November 14, 2023
- 20. Regular Meeting – November 14, 2023
- 21. Public Hearing – November 28, 2023
- 22. Committee on Finance – November 28, 2023
- 23. Regular Meeting – November 28, 2023

*On a motion made by Councilor Kilby and seconded by Councilor Cadime, it was unanimously voted to approve the minutes, with Councilor Pelletier absent and not voting.*



**BULLETINS – NEWSLETTERS – NOTICES – None**

**OTHER POTENTIAL MATTERS TO BE ACTED UPON (if received):**

**COMMITTEE REPORTS**

3a. Committee on Finance recommending action:

Amended loan order re: Fall River School Department's proposal to the Massachusetts School Building Authority for the Robert L. Medeiros Resiliency Preparatory Academy renovation project

*On a motion made by Councilor Raposo and seconded by Councilor Kilby, it was unanimously voted to adopt the loan order, with Councilor Pelletier absent and not voting.*

*Approved, December 13, 2023*

*Paul E. Coogan, Mayor*

*On a further motion made by Councilor Raposo and seconded by Councilor Washington, it was unanimously voted to adjourn at 8:08 p.m., with Councilor Pelletier absent and not voting.*

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

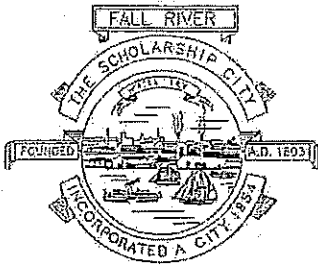
DVD of meeting

Video Presentation re: Councilor Leo O. Pelletier's 36 year tenure

A true copy. Attest:

*Alison M. Bouchard*

City Clerk



City of Fall River Massachusetts  
Office of the City Clerk

ALISON M. BOUCHARD  
CITY CLERK

INÊS LEITE  
ASSISTANT CITY CLERK

December 13, 2023

Ryan Lyons, Chairperson  
Board of Election Commissioners  
One Government Center  
Fall River, MA 02722

Dear Chairperson Lyons,

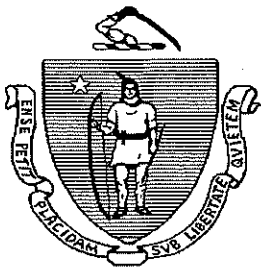
At a Regular Meeting of the City Council held on December 12, 2023, a discussion was held regarding orders received for election dates and changes to polling locations. On a motion made and seconded, it was unanimously voted to refer the orders to your honorable board for review. The City Council requests the board's input and recommendations regarding the closing of certain polling locations, specifically those that provide access to senior residents or residents without transportation.

Thank you in advance for your consideration and reply. Please reach out to my office with any questions or concerns at 508-324-2220.

Very truly yours,

Alison M. Bouchard  
City Clerk

/lv



# The Commonwealth of Massachusetts

## DEPARTMENT OF PUBLIC UTILITIES

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2023 DEC 21 P 1:06

### NOTICE OF FILING AND PUBLIC HEARINGS

CITY CLERK  
FALL RIVER, MA

D.P.U. 23-150

December 15, 2023

Petition of Massachusetts Electric Company and Nantucket Electric Company, each d/b/a National Grid, pursuant to G.L. c. 164, § 94 and 220 CMR 5.00, for Approval of a General Increase in Base Distribution Rates for Electric Service, a Performance-Based Ratemaking Plan, and a Capital Recovery Mechanism.

On November 16, 2023, Massachusetts Electric Company ("MECo") and Nantucket Electric Company ("Nantucket Electric"), each doing business as National Grid ("National Grid" or "Company"), filed a petition with the Department of Public Utilities ("Department") for an increase in electric base distribution rates. The Department has docketed this matter as D.P.U. 23-150 and has suspended the effective date of the proposed rate increase until October 1, 2024, to investigate the propriety of the Company's request. The Company was last granted an increase in base distribution rates in Massachusetts Electric Company and Nantucket Electric Company, D.P.U. 18-150 (2019).

National Grid seeks to increase its electric base distribution rates to generate \$131,232,856 in additional base distribution revenues. The Company also proposes to transfer costs recovered through certain reconciling mechanisms, along with associated income taxes, which results in an increase of \$389,766 to distribution revenues, effective October 1, 2024. Based on these proposals, the proposed overall increase to distribution revenues is \$131,622,621, which represents an approximately 12.7 percent increase in distribution revenue. The proposed base distribution rate increase is in addition to changes to other rates, such as supply rates and reconciling mechanisms, that occur during the year.

As part of its filing, National Grid proposes a Comprehensive Performance and Investment ("CPI") Plan that includes two main features. First, the Company seeks to implement a performance-based ratemaking ("PBR") mechanism for operation and maintenance ("O&M") costs only, which would allow the Company to adjust its base distribution rates on an annual basis through the application of a revenue-cap mathematical formula. The Company proposes to implement the PBR mechanism for a term of five years. During the PBR term, the proposed revenue-cap formula increases base distribution revenues according to an O&M, utility-specific, inflation factor. The PBR plan also contains a component to aid in the recovery of certain operating costs related to capital investments, a component to recover or return exogenous costs outside of the Company's control, a component to share excessive earnings, and an incurred debt

recovery factor to request adjustments to revenues to reflect increases or decreases in interest rates during the five-year term.

Second, as part of the proposed CPI Plan, the Company seeks to implement an Infrastructure, Safety, Reliability, and Electrification ("ISRE") reconciling mechanism. According to National Grid, the ISRE reconciling mechanism would recover: (1) the Company's investments in core capital projects necessary to provide safe and reliable electric distribution service to customers; (2) National Grid's investments in capital projects necessary to execute the Company's Electric Sector Modernization Plan ("ESMP"); and (3) expenses that fall under the ESMP. The Company's ESMP will be filed on January 29, 2024, and will be subject to investigation in docket Massachusetts Electric Company and Nantucket Electric Company, D.P.U. 24-11. In the instant proceeding, the Company is not requesting that the Department review or approve any ESMP investments. Stakeholders who seek to participate in the instant proceeding should recognize that the Department does not intend for this docket to be a second venue for adjudicating issues that may be more appropriately reviewable in docket D.P.U. 24-11.

As part of its filing, National Grid also proposes a series of incentives and penalties associated with the Company's progress and performance under the PBR mechanism and with respect to the core capital projects under the ISRE reconciling mechanism. Further, the Company proposes a set of scorecard metrics to enable tracking and transparency of the Company's operating performance in additional areas.

In addition to these proposals, National Grid makes proposals regarding the continuation of full revenue decoupling, which is a rate mechanism that decouples the Company's revenues from its sales. The Company also makes proposals regarding the recovery of costs related to its vegetation management program and the continuation and expansion of the enhanced vegetation management pilot program. These programs are intended to reduce costs and maintain or improve safety and reliability by providing for the reduction of vegetation-related safety hazards, service interruptions, and disturbances, including through the strengthening of the distribution system. The Company also seeks to modify certain provisions of its storm fund, which is designed to maintain revenue support to address larger-scale weather events. National Grid also proposes adjustments to certain revenue and expense categories; the recovery of certain capital investments made through 2023; a temporary modification of the service quality guidelines; the accelerated depreciation of certain meters; and to transfer recovery of existing meter-related capital costs to the annual advanced meter infrastructure ("AMI") reconciling mechanism.

National Grid's filing also contains various rate design proposals, including changes to the customer and demand charges; an electrification pricing option for residential customers on rate class R-1 using high throughput technologies, such as electric heat pumps and at-home electric vehicle chargers; a multi-tiered low-income discount based on income levels for customers on rate class R-2; revised streetlighting pricing proposals; and a variety of tariff changes.

The foregoing is not intended to be an exhaustive list of proposals set forth in the Company's filing. Additional information regarding the foregoing proposals, and all other proposals set forth by National Grid, can be found in the Company's filing, which is located on the Department's website as noted below.

National Grid states that if its petition is approved as requested, customers can expect the bill impacts set forth below. The following bill impacts do not include potential rate changes resulting from the Company's proposal to transfer meter-related capital costs to the AMI reconciling mechanism, as noted above:

For MECo customers:

- A residential basic service customer receiving service under Rate R-1 that uses on average 600 kWh of electricity per month will experience a monthly bill increase of \$7.86 (3.7 percent).
- A residential basic service customer receiving service under Rate R-1, with the electrification pricing option, that uses on average 1,000 kWh of electricity per month will experience a monthly bill decrease of \$17.88 (5.1 percent).
- A residential basic service customer receiving service under Rate R-2 that uses on average 600 kWh of electricity per month can expect bill impacts to vary depending on the applicable low-income discount percentage:
  - Customers with a 32 percent discount will experience a monthly bill increase of \$5.35 (3.9 percent);
  - Customers with a 36 percent discount will experience a monthly bill decrease of \$2.99 (2.2 percent);
  - Customers with a 44 percent discount will experience a monthly bill decrease of \$19.66 (14.4 percent);
  - Customers with a 49 percent discount will experience a monthly bill decrease of \$30.08 (22.1 percent); and
  - Customers with a 55 percent discount will experience a monthly bill decrease of \$42.59 (31.2 percent).
- Commercial and industrial ("C&I") basic service customers can expect bill impacts to vary depending on usage and rate class. The Company states that the average monthly bill impact for C&I customers at each class's average use will range from an increase of 0.7 percent to an increase of 16.4 percent. C&I customers should contact the Company, as indicated below, for specific bill impacts.

For Nantucket Electric customers:

- A residential basic service customer receiving service under Rate R-1 that uses on average 600 kWh of electricity per month will experience a monthly bill increase of \$7.86 (3.7 percent).
- A residential basic service customer receiving service under Rate R-1, with the electrification pricing option, that uses on average 1,000 kWh of electricity per month will experience a monthly bill decrease of \$17.88 (5.1 percent).
- A residential basic service customer receiving service under Rate R-2 that uses on average 600 kWh of electricity per month can expect bill impacts to vary depending on the applicable low-income discount percentage:
  - Customers with a 32 percent discount will experience a monthly bill increase of \$5.35 (3.9 percent);
  - Customers with a 36 percent discount will experience a monthly bill decrease of \$3.03 (2.2 percent);
  - Customers with a 44 percent discount will experience a monthly bill decrease of \$19.77 (14.4 percent);
  - Customers with a 49 percent discount will experience a monthly bill decrease of \$30.24 (22.1 percent); and
  - Customers with a 55 percent discount will experience a monthly bill decrease of \$42.80 (31.2 percent).
- C&I basic service customers can expect bill impacts to vary depending on usage and rate class. The Company states that the average monthly bill impact for C&I customers at each class's average use will range from an increase of 0.7 percent to an increase of 16.2 percent. C&I customers should contact the Company, as indicated below, for specific bill impacts.

Additional bill impact information and additional detail about the Company's filing can be found at: <https://www.mass.gov/info-details/dpu-23-150-national-grid-electric-base-distribution-rate-case>.

The Attorney General of the Commonwealth of Massachusetts ("Attorney General") has filed a notice of intervention in this matter pursuant to G.L. c. 12, § 11E(a). Further, pursuant to G.L. c. 12, § 11E(b), the Attorney General has filed a notice of retention of experts and consultants to assist in her investigation of the Company's filing and has requested Department approval to spend up to \$550,000 in this regard. Pursuant to G.L. c. 12, § 11E(b), the costs

incurred by the Attorney General relative to her retention of experts and consultants may be recovered in the Company's rates.

The Department will conduct six in-person public hearings to receive comments on the Company's petition as follows:

**March 12, 2024, at 7:00 p.m.**

South Lawrence East Elementary School Auditorium  
165 Crawford Street, Lawrence, MA 01843  
(Spanish interpretation available)

**March 14, 2024, at 7:00 p.m.**

Shaw's Center  
1 Feinberg Way, Brockton, MA 02301  
(Spanish, Portuguese, Haitian-Creole interpretation available)

**March 19, 2024, at 7:00 p.m.**

North Quincy High School  
316 Hancock Street, Quincy, MA 02171  
(Mandarin interpretation available)

**April 3, 2024, at 7:00 p.m.**

Worcester Technical High School, Auditorium  
1 Officer Manny Familia Way, Worcester, MA 01605  
(Spanish, Portuguese interpretation available)

**April 4, 2024, at 7:00 p.m.**

PSF Community Room  
4 Fairgrounds Road, Nantucket, MA 02554  
(Spanish interpretation available)

**April 9, 2024, at 7:00 p.m.**

Monument Mountain Regional High School  
600 Stockbridge Road, Great Barrington, MA 01230  
(Spanish interpretation available)

The Department also will conduct two virtual public hearings using Zoom videoconferencing on **March 21, 2024. The first session will begin at 2:00 p.m., and the second session will begin at 7:00 p.m.** Attendees can join either session by entering the link, <https://us06web.zoom.us/j/86918048614>, from a computer, smartphone, or tablet. No prior software download is required. For audio-only access to the public hearing, attendees can dial in at +1 309 205 3325 (not toll free) and then enter the Webinar ID: 869 1804 8614. Interpretation services (Spanish, Portuguese, Haitian-Creole, Mandarin, and Khmer) will be available over the Zoom platform by clicking the "Interpretation" button on the menu at the bottom of the Zoom application screen and selecting your language (i.e., English, Spanish, Portuguese, Haitian-Creole, Mandarin, or Khmer).

The Department will accept written comments on the Company's filing until the close of business (5:00 p.m.) on **April 30, 2024**. Written comments from the public may be sent by email to [dpu.efiling@mass.gov](mailto:dpu.efiling@mass.gov), the Hearing Officer at [marc.tassone@mass.gov](mailto:marc.tassone@mass.gov), and the Company's attorney, Robert J. Humm, Esq. at [rhumm@keeganwerlin.com](mailto:rhumm@keeganwerlin.com). **Please note that in the interest of transparency any comments will be posted to our website as received and without redacting personal information, such as addresses, telephone numbers, or email addresses. As such, consider the extent of information you wish to share when submitting comments.** The Department strongly encourages public comments to be submitted by email. If, however, a member of the public is unable to send written comments by email, a paper copy may be sent to Mark D. Marini, Secretary, Department of Public Utilities, One South Station, Boston, Massachusetts, 02110.

Any person who desires to participate otherwise in the evidentiary phase of this proceeding shall file a petition for leave to intervene no later than **5:00 p.m. on January 12, 2024**. A petition for leave to intervene must satisfy the timing and substantive requirements of 220 CMR 1.03. Receipt by the Department constitutes filing and determines whether a petition has been timely filed. A petition filed late may be disallowed as untimely, unless good cause is shown for waiver under 220 CMR 1.01(4). To be allowed, a petition under 220 CMR 1.03(1) must satisfy the standing requirements of G.L. c. 30A, § 10. All responses to petitions to intervene must be filed by 5:00 p.m. on the second business day after the petition to intervene was filed. Any person who seeks to intervene in this matter and desires to comment on the Attorney General's notice of retention of experts and consultants must file the comments no later than **5:00 p.m. on January 12, 2024**.

All documents should be submitted to the Department in **.pdf format** by e-mail attachment to [dpu.efiling@mass.gov](mailto:dpu.efiling@mass.gov), and to the Hearing Officer and Company's attorneys at the above email addresses. The text of the e-mail must specify: (1) the docket number of the proceeding (D.P.U. 23-150); (2) the name of the person or company submitting the filing; and (3) a brief descriptive title of the document.

All documents submitted in electronic format will be posted on the Department's website through our online File Room as soon as practicable (enter "23-150") at: <https://eeaonline.eea.state.ma.us/DPU/Flerom/dockets/bynumber>. To the extent a person or entity wishes to submit comments or intervene in accordance with this Notice, electronic submission, as detailed above, is sufficient. To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), please contact the Department's ADA coordinator at [Gabriella.Knight@mass.gov](mailto:Gabriella.Knight@mass.gov) by **March 1, 2024**.

For further information regarding the Company's filing, please contact the Company's attorney, identified above. For further information regarding this Notice, please contact Marc J. Tassone, Hearing Officer, Department of Public Utilities, at [marc.tassone@mass.gov](mailto:marc.tassone@mass.gov) or visit: <https://www.mass.gov/info-details/dpu-23-150-national-grid-electric-base-distribution-rate-case>.